

ment of this act and making it his duty and the duty of certain other officials to give notice of the provisions of this act and file complaints for the violation of its provisions, and authorizing private persons to file such complaints, and making it the duty of county attorneys, and district attorneys under certain conditions, to prosecute such complaints; providing that the Attorney General and county and district attorneys may proceed by suit or injunction to enforce the provisions of this act, and permitting such suits to be prosecuted on the relation of said officials or of the State Fire Marshal or any inspector of the State Fire Commission, or the chief of any fire department, or the fire marshal of any city or town, or of any private person, and authorizing district courts and judges thereof to issue mandatory injunctions and other writs to enforce the provisions of this act; providing that if any section, paragraph or provision of this act shall be held unconstitutional, that such holding shall not affect the remaining sections, paragraphs or provisions hereof; repealing Chapter 70 of the Acts of the Regular Session of the Thirtieth Legislature, passed and approved April 6, 1907, and Chapter 12 of the Acts of the Regular Session of the Thirty-fourth Legislature, passed and approved February 16, 1915, and Chapter 140 of the Acts of the Regular Session of the Thirty-fifth Legislature, passed and approved March 30, 1915, all relating to fire escapes, and also repealing Articles 861 to 867, inclusive, of the Penal Code of the Revised Criminal Statutes of 1911, and all laws and parts of laws in conflict with this act, and declaring an emergency."

And find the same correctly engrossed.

PRICE, Vice Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,

Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 24, Extending invitation to Col. Sidney Smith.

Have carefully compared same and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,

Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 23, Relating to entertainment of Amateur Choral Club.

Have carefully compared same and find it correctly enrolled, and have this day at 10:30 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,

Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 24, "An Act creating the Springlake Independent School District in Lamb county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the trustees thereof; providing that certain territory taken away from the Sudan Independent School District in Lamb county, Texas, and placed within the Springlake Independent School District be chargeable with its pro rata part of any bonded indebtedness heretofore voted in said Sudan Independent School District; and providing that the Springlake Independent School District as herein created may as a whole vote to assume such pro rata part of said bonds; providing for the appointment of a board of equalization and tax assessor and collector for said district, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

THIRTY-EIGHTH DAY.

(Monday, March 5, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Kemble.
Amaler.	Lackey.
Arnold.	Laird.
Atkinson.	Lamb.
Avia.	Lane.
Baker of Milam.	LeSturgeon.
Baker of Orange.	Lewis.
Baldwin.	Loftin.
Barker.	Looney.
Barrett.	McBride.
Beasley.	McDaniel.
Bell.	McDonald.
Bird.	McKean.
Blount.	McNatt.
Bonham.	Martin.
Bryant.	Mathes.
Burmeister.	Maxwell.
Carpenter	Melson.
of Dallas.	Merritt.
Carpenter	Miller.
of Matagorda.	Montgomery.
Carson.	Moore.
Carter of Coke.	Morgan
Carter of Hays.	of Robertson.
Chitwood.	Pate.
Coffee.	Patterson.
Collins.	Perdue.
Covey.	Pinkston.
Cowen.	Pope.
Crawford.	Potter.
Culp.	Price.
Davenport.	Purl.
Davis.	Quaid.
DeBerry.	Quinn.
Dielmann.	Rice.
Dinkle.	Robinson.
Dodd.	Rogers.
Downs.	Rountree.
Driggers.	Rowland.
Duffey.	Russell.
Dunlap.	of Callahan.
Dunn.	Russell of Trinity.
Durham.	Sackett.
Edwards.	Sanford.
Faubion.	Satterwhite.
Fields.	Shearer.
Finlay.	Shires.
Fugler.	Simpson.
Gipson.	Sparkman.
Green.	Stell.
Greer.	Stevens.
Hardin of Erath.	Stewart
Hardin	of Edwards.
of Kaufman.	Stewart of Reeves.
Harrington.	Stiernberg.
Henderson	Storey.
of Marion.	Stroder.
Henderson	Teer.
of McLennan.	Thompson.
Hendricks.	Thrasher.
Houston.	Turner.
Howeth.	Vaughan.
Irwin.	Wallace.
Jacks.	Wells.
Jennings.	Westbrook.
Johnson.	Wessels.
Jones.	Wilmons.

Wilson.	Young.
Winfree.	

Absent.

LeMaster.	Smith.
Morgan of Liberty.	

Absent—Excused.

Bobbitt.	McFarlane.
Bady.	Merriman.
Cable.	Patman.
Frnka.	Pool.
Harris.	Stewart of Jasper.
Hughes.	Strickland.
Hull.	Sweet.
Lusk.	Williamson.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Pool, for today, on motion of Mr. Quaid.

Mr. Hughes, for today, on motion of Mr. Henderson of McLennan.

Mr. Patman, for today, on motion of Mr. Price.

The following members were granted leaves of absence on account of committee work:

Mr. Cable, Mr. McFarlane and Mr. Stewart of Jasper, for today, on motion of Mr. Edwards.

Mr. Harris, for today, on motion of Mr. Fields.

Mr. Bobbitt, for today, on motion of Mr. Arnold.

Mr. Sweet, for today, on motion of Mr. Westbrook.

Mr. Hull and Mr. Brady, for today, on motion of Mr. Jacks.

The following members were granted leaves of absence on account of sickness:

Mr. Merriman, for today and remainder of week, on motion of Mr. Quinn.

Mr. Frnka, for today and remainder of week, on motion of Mr. Stewart of Reeves.

Mr. Williamson, for last Saturday, today and indefinitely, on motion of Mr. Burmeister.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Rogers:

H. B. No. 677, A bill to be entitled "An Act providing for the election of county superintendents in counties having a city of one hundred thousand population or over by the qualified electors of the county residing outside of any such city, and declaring an emergency."

Referred to Committee on Education

By Mr. Perdue:

H. B. No. 678, A bill to be entitled "An Act to provide for an efficient system of road maintenance in Upshur county; prescribing the classification of all public roads in said county; defining the powers and duties of the county commissioners and county attorney of such county; the jurisdiction of the county court in relation thereto; defining the qualifications and duties of road overseers and declaring who shall be subject to road duty or service in said county; providing punishment and procedure for non-performance of certain duties prescribed herein by said officers, and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Melson:

H. B. No. 679, A bill to be entitled "An Act relative to the public schools of this State; creating a State agency for the general administration and supervision of public schools and educational system of the State; providing for a State Board of Public School Regents; prescribing the duties of said board and fixing the tenure and providing for the selection of its members thereof; fixing the relative duties of the State Superintendent of Public Instruction and said Board of Public School Regents; providing for rules and regulations relative to the maintenance and operation of public schools; providing for appeals in proceedings relative to schools; providing for the enforcement of school laws; providing for the classification and accrediting of public schools, State colleges and sectarian and private schools and colleges and fixing standards thereof; providing for courses of study; providing for investigations and preparation of data relative to the needs of public schools and reports relative thereto and also providing for budgets for the public schools; providing for the administration of the laws relative to the text-books; better defining the duties of the State Superintendent of Public Instruction, and providing for

the salaries of his employees; amending Articles 4509, 4510 and 4515 of the Revised Civil Statutes of Texas; enacting necessary provisions incidental to the purpose and subject of the act; declaring that if any provision of the act is held invalid all other portions thereof shall remain in effect; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Education.

By Mr. Greer, Mr. Bell, Mr. Wilson, Mr. Mathes, and Mr. Rountree:

H. B. No. 680, A bill to be entitled "An Act to authorize all those persons, firms, corporations, or associations of persons who were awarded contracts to furnish text-books to the State of Texas for use in the public schools of the State of Texas by the State Text Book Commission at a meeting held by said Commission in December, 1922, to bring suit in any district court of Travis county, Texas, against the State of Texas for the purpose of determining the legality of said contracts; providing that if final judgment be entered to the effect that such contracts are legal and binding and legal liability thereunder incurred by the State of Texas that such contracts be recognized and enforced by all officers and departments of the State government, notwithstanding the amendments to Section 23 of Chapter 44, General Laws, passed at the First Called Session of the Thirty-fifth Legislature, made by House bill No. 168, passed at the Regular Session of the Thirty-eighth Legislature; providing for the advancement of trial of such cases by the courts, and declaring an emergency."

Referred to Committee on Education.

By Mr. Melson, Mr. Mathes, Mr. Beasley et al.:

H. B. No. 681, A bill to be entitled "An Act to authorize the St. Louis, San Francisco & Texas Railway Company to purchase, own and operate as a part of its line the railroad of International & Great Northern Railway Company, the railroad of Fort Worth & Rio Grande Railroad Company, the railroad of Paris & Great Northern Railroad Company, the railroad of the Brownwood, North & South Railway Company, the railroad of Quanah, Acme & Pacific Railway Company, or any one or more of said railroads, together with the franchises, properties, rights and privileges of said companies or any of them, and authoriz-

ing the said companies and each or any of them to sell and convey all of its or their said railroads, constructed or to be constructed, and all other properties, rights, franchises and privileges to said St. Louis, San Francisco & Texas Railway Company, and authorizing said St. Louis, San Francisco & Texas Railway Company, in connection with the purchase of said properties or any of them, to assume the payment in whole or in part of any or all bonds secured by mortgage or mortgages upon the properties so purchased, and or to issue its stock or bonds in respect of the properties so purchased, and authorizing said St. Louis, San Francisco & Texas Railway Company to construct, own and operate as a part or parts of its line the unfinished portion or portions of said railroads, or any of them between the termini as defined in their respective charters, and to construct, own and operate as a part or parts of its line all extensions and branches of said railroads, or any of them under or as authorized in and by the charter of said St. Louis, San Francisco and Texas Railway Company, or any amendment thereof, made or to be made in pursuance of the general laws of the State of Texas, and declaring an emergency."

Referred to Committee on Common Carriers.

RELATING TO HOUSE BILL NO. 294.

On motion of Mr. Satterwhite, by unanimous consent, the Enrolling Clerk of the House was authorized to strike out Section 5 of House bill No. 294.

BILL ORDERED PRINTED IN THE JOURNAL.

Mr. Green moved that Senate bill No. 240, reported adversely with a minority favorable report, be printed in the Journal and not otherwise printed.

Yeas and nays were demanded and the motion prevailed by the following vote:

Yeas—81.

Amsler.	Burmeister.
Baker of Milam.	Carpenter
Baker of Orange.	of Dallas.
Baldwin.	Carpenter
Barker.	of Matagorda.
Barrett.	Carson.
Beasley.	Carter of Coke.
Bell.	Chitwood.
Bird.	Collins.
Blount.	Covey.

Davenport.	Merritt.
Davis.	Miller.
DeBerry.	Montgomery.
Dielmann.	Moore.
Dinkle.	Morgan
Downs.	of Robertson.
Driggers.	Perdue.
Duffey.	Pinkston.
Dunlap.	Pope.
Dunn.	Purl.
Durham.	Quinn.
Edwards.	Robinson.
Fields.	Rowland.
Fugler.	Russell
Gipson.	of Callahan.
Green.	Russell of Trinity.
Harrington.	Sackett.
Henderson	Sanford.
of Marion.	Satterwhite.
Henderson	Shearer.
of McLennan.	Shires.
Irwin.	Simpson.
Jacks.	Smith.
Jones.	Sparkman.
Laird.	Stell.
Lane.	Stewart of Reeves.
LeStourgeon.	Stiernberg.
Loftin.	Thompson.
Looney.	Turner.
McDaniel.	Vaughan.
McDonald.	Wessels.
Mathes.	Wilson.
Melson.	Winfree.

Nays—29.

Abney.	McBride.
Arnold.	McNatt.
Atkinson.	Pate.
Avis.	Potter.
Bonham.	Rice.
Carter of Hays.	Rogers.
Crawford.	Stevens.
Culp.	Stewart
Dodd.	of Edwards.
Greer.	Stroder.
Howeth.	Teer.
Johnson.	Thrasher.
Kemble.	Wells.
Lamb.	Westbrook.
Lewis.	Young.

Present—Not Voting.

Wilmans.

Absent.

Bryant.	Jennings.
Coffee.	Lackey.
Cowen.	LeMaster.
Faubion.	McKean.
Finlay.	Martin.
Frnka.	Maxwell.
Hardin of Erath.	Morgan
Hardin	of Liberty.
of Kaufman.	Patterson.
Hendricks.	Price.
Houston.	Quaid.

Rountree.
Storey.

Wallace.

Absent—Excused.

Bobbitt.	Merriman.
Brady.	Patman.
Cable.	Pool.
Harris.	Stewart of Jasper.
Hughes.	Strickland.
Hull.	Sweet.
Lusk.	Williamson.
McFarlane.	

RELATING TO REGISTRATION OF BIRTHS.

Mr. Dodd offered the following resolution:

H. C. R. No. 27, Relating to setting aside March 13th to 31st as birth registration time.

Whereas, Texas is not in the birth registration area, which means that we fall far below 90 per cent registration of all births in the State; and

Whereas, We have an adequate law which is not enforced, due to lack of information; and

Whereas, Vital statistics are the basis of all constructive plans of public welfare:

First. To facilitate law enforcement and just administration by means of authentic data as to births and deaths, in legal matters pertaining to the establishment of identity, nationality, age and heritage.

Second. To locate and indicate dangerous communicable diseases.

Third. To substantiate the statement often questioned, "that Texas is a healthful State" and prove our claims through actual statistics.

Fourth. To enforce the laws and protect the health of the babies of Texas.

Fifth. To enable the government to keep accurate health books.

Sixth. To have authentic index into the health of the nation.

Seventh. To determine the growth of population through its native born.

Eighth. To determine infant mortality and the ratio between births and deaths.

Ninth. To determine the diseases menacing human life in different sections of the country.

Tenth. To establish constructive health policies based on facts, not on hearsay.

Eleventh. To remove from our country the stigma of being one of the most backward of the civilized countries of the world, in the protection of the life and property of its citizens, through lack of knowledge; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That we hereby endorse the plan of the Texas Federation of Women's Clubs, Texas Congress of Mothers and Parent-Teacher Association, Women's Christian Temperance Union, League of Women Voters, Business and Professional Women's League, assisted by the State Board of Health, Extension Bureau, University of Texas, Extension Service, A. & M. College, to set aside March 13th to 31st as birth registration time.

The resolution was read second time and was adopted.

RELATING TO NEW BUILDING AT STATE UNIVERSITY.

Mr. Satterwhite offered the following resolution:

H. C. R. No. 28, Relating to new buildings at State University.

Whereas, The Thirty-eighth Legislature has recently passed House bill No. 131 by Westbrook and the same having been approved by the Governor, authorizing the Board of Regents of the University of Texas to impound the revenues accruing under what is known as the University Available Fund for a period of not to exceed fifteen years for the purpose of erecting permanent buildings for the University of Texas and its branches; and

Whereas, The negotiation of the loan authorized thereby is of great importance to the Legislature and to the people of Texas; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That a joint committee of five, three from the House of Representatives and two from the Senate, be appointed by the Speaker of the House and President of the Senate to confer and advise with the Board of Regents of the University of Texas with reference to the terms and conditions of the said loan and to report back to the Thirty-eighth Legislature the results of such conference, together with such recommendations as may be deemed advisable.

Signed—Satterwhite, Pope, Chitwood.

The resolution was read second time and was adopted.

RELATING TO CONFEDERATE
SAILORS.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 21, Relating to Confederate sailors.

Whereas, There are about 6500 sailors in the Confederate navy from the thirteen Confederate States, averaging 500 from each State, whose records of enlistment, service and discharge were destroyed when Richmond was evacuated; and

Whereas, Their survivors find it difficult to secure pensions or gain admittance into soldiers' homes without such records; and

Whereas, There are to be found among the families of their descendants valuable papers consisting of official documents, letters and other data that will enable those records to be established; and

Whereas, Admiral A. O. Wright is now in Texas rescuing such records, which, when recovered, are to be placed in the historic archives of this State alongside those of the Confederate soldiers already on file there; now, therefore, be it

Resolved by the Senate, the House of Representatives concurring:

1. That the efforts of Admiral Wright and the surviving shipmates of the Confederate navy to rescue such records be endorsed and commended to the consideration and support of the people of Texas.

2. Further, that the municipal and patriotic organizations of Texas be requested to assist Admiral Wright by tag days and other methods of raising the necessary funds for that purpose, and in order that his work be thorough we request that all county and city officials and all benevolent organizations make a full investigation in their respective localities to ascertain all that can be learned whether or no there ever lived among them a Confederate sailor, and, if so, advise the authorities in order that his case may be investigated and his record established.

3. Further, that a copy of these resolutions be sent to Admiral Wright.

The resolution was read second time and was adopted.

REPORT OF CONFERENCE COMMITTEE
ON HOUSE BILL NO. 60.

Mr. Melson called up, for consideration at this time, the following report:

Committee Room,
Austin, Texas, March 2, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives, and Hon. T. W. Davidson, President of the Senate.

Sirs: We, your Free Conference Committee, to whom was referred House bill No. 60, beg leave to submit the following report:

We recommend that said House bill No. 60 do not pass as written, but that the same do pass as amended and so as to read as follows:

H. B. No. 60, A bill to be entitled "An Act to create and provide for a Department of Insurance for the State of Texas, separate and distinct from the Department of Banking in this State; vesting therein and giving to it jurisdiction of all matters, things, powers and functions of the Department of Insurance and Banking, except such as may have been divested therefrom and vested in the Department of Banking; and giving to it all the powers, jurisdiction, things and functions now vested in the State Insurance Commission. Providing that the present two commissioners shall continue to hold their respective positions until their successors are appointed and qualified as now provided by law; and providing for the appointment, term of office, name, compensation and prescribing the qualifications, powers and duties of the Commissioner of Insurance. The purposes of this act being to consolidate the State Insurance Commission with the department herein created, without changing the personnel, powers, jurisdiction and functions, duties and rights of said commission other than is herein expressly provided. To require of the Commissioner of Insurance and the two commissioners an oath of office and a bond for the faithful discharge of their duties. The department hereby created shall be known as the Department of Insurance, and shall be composed of three members. The Commissioner of Insurance herein provided for shall be the chairman and presiding officer of said commission. Each of the other two members of the commission shall be designated and known as commissioners; and giving to the commission all powers to name and appoint all necessary actuaries, stenographers, clerks and other employees, and to discharge same when necessary, requisite to the efficient carrying out of the provisions of this act. Providing that the

salaries of the Commission and of all employes in said department, and all the expenses of same, shall be paid out of the general revenues of this State, as is now provided by law. Providing that the members of the Commission and the employes of said department shall be placed and held under a rule of civil service as near as possible. Providing that no commissioner or employe shall be interested in any insurance company except as an insured. Providing that if any section of this act is declared unconstitutional, it shall not invalidate the remainder thereof; declaring the purposes of this act, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. There is hereby created a separate department of the State government to be known as the Department of Insurance and to be composed of the State Insurance Commission, as now constituted by law, with the Commissioner of Insurance chairman of such commission. And there is hereby created the office of Commissioner of Insurance to be chairman of said commission. Said commission when so created shall have the power, authority, jurisdiction, functions, duties and privileges herein provided.

Sec. 2. The Governor shall, within fifteen days after this act takes effect and thereafter, appoint by and with the advice and consent of the Senate, a Commissioner of Insurance, who shall be a citizen of this State and fully qualified to discharge the duties of such office. Said Commissioner of Insurance shall hold his office for a term of two years and until the appointment and qualification of his successor.

Sec. 3. Said Insurance Commission shall be vested with every jurisdiction of and over all matters, things, powers and functions of the Department of Insurance and Banking, except such as may have been divested therefrom and vested in the Department of Banking by law, and which shall have jurisdiction and control over and of all the powers, things, matters and functions now vested in the State Insurance Commission. The present two commissioners of the State Insurance Commission shall continue to hold their respective positions as such until their successors are appointed and qualified as provided by law. The Commissioner of Insurance shall receive a salary of \$5000 a year, and each of the other commis-

sioners shall receive a salary of \$4000 a year, which salaries shall be payable monthly in equal installments; and the salaries hereby fixed shall be the minimum to be received by either of said officers for any and all of the services of any character and kind rendered by virtue of the office which they hold. Each of said commissioners shall be a citizen of the State of Texas and fully qualified to discharge the duties to which he was appointed.

Sec. 4. The Governor may fill any vacancy occurring in the office of the Commissioner of Insurance or in the Commission of Insurance, and report the name of the person so appointed to the Senate, if in session, or at the next succeeding session of the Legislature. Should the Senate fail to confirm the appointment made by the Governor within ten days after being advised thereof, then such office shall be deemed vacant and a new appointment shall be made until the office is filled.

Sec. 5. Within fifteen days after notice of his appointment, and before entering upon the duties of his office, each commissioner and the Insurance Commissioner shall take the oath of office prescribed by the Constitution, and shall give a bond to the State of Texas in the sum of \$5000, executed by some surety company authorized to do business in Texas, to be approved by the Governor and conditioned for the faithful discharge of the duties of his office, which oath and bond shall be filed in the office of the Secretary of State.

Sec. 6. The purpose of this act is to consolidate the State Insurance Commission with the department hereby created and which has been taken from the Department of Insurance and Banking, and to separate the Department of Insurance from the Department of Banking; and it is not designed to change the personnel, powers, jurisdiction, functions, duties and rights of said commissioner other than is herein expressly provided.

Sec. 7. The commissioner shall have the power, and it shall be its duty to appoint the necessary actuaries, stenographers, clerks and other employes and to discharge same when necessary, requisite to the efficient carrying out of the provisions of this act; and the Legislature shall fix and provide for the payment of the salaries of all such employes; to the end that efficient and faithful services may be procured, the

Legislature declares that members of said commission and the employes thereof are hereby placed as near as possible under a rule of civil service.

Sec. 8. The cost of the entire administration of said department, including all salaries and other expenses, shall be paid out of the general revenues of this State, as now provided by law.

Sec. 9. All actuaries and examiners shall be expert and efficient and qualified to fill the positions to which they are appointed. No commissioners or any employe of said department shall be interested in any way in any insurance company, association, partnership, or individually engaged in the insurance business, other than as an insured.

Sec. 10. The commission shall have a seal of office, the design of which shall consist of a star with letters composing the word "Texas" between the points thereof. Said seal to be not less than one and one-half, nor more than two inches in diameter; and on the margin shall have "Department of Insurance." Such seal thus formed and impressed shall be the seal of the Department of Insurance.

Sec. 11. If any section or provision of this act shall be unconstitutional it shall not render invalid any other provision or part of said act.

Sec. 12. This bill shall not become effective until September 1, 1923, but shall come in force and be effective on and after said date.

Sec. 13. All laws or parts of laws in conflict with the provisions of this act are hereby repealed.

MELSON,
BAKER of Milam,
SHIRES,

On the Part of the House.

FAIRCHILD,
HOLBROOK,
BOWERS,
DUDLEY,
McMILLIN,

On the Part of the Senate.

Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your committee to confer with the like committee from the Senate for the purpose of adjusting the differences between the House and the Senate on House bill No. 60, has had the same for consideration, and beg me to report that the differences have been adjusted by the substitute for the House bill, the substitute accompanying this report.

The material difference between the House bill and the substituted one copied in this report is that the substitute creates a Department of Insurance for the State of Texas separate and distinct from the Department of Banking of the State, and vesting therein the giving to the department jurisdiction on all matters, things, powers, and functions of the Department of Insurance and Banking, except such as may have been divested therefrom and vested in the Department of Banking, and giving to it all the powers, jurisdiction, things and functions now vested in the State Insurance Commission, and providing further that the present two commissioners shall hold their respective positions until their successors are appointed and qualified as now provided by law, and providing for the appointment, term of office, compensation and powers, the qualifications of the Commissioner of Insurance. Declaring the purpose of this act to be to consolidate the State Insurance Commission and the department herein created without changing the personnel, powers, jurisdiction and functions of said commission, and declaring further that the department herein created shall be known as the State Insurance Commission and shall be composed of three members, and declaring that the Commissioner of Insurance herein provided for shall be chairman and presiding officer of said commission, and that each of the two other members of said commission shall be designated and known as commissioners, and giving to the commission all powers to name and appoint all necessary actuaries, stenographers, clerks and other employees, and discharge same when necessary; and providing further that the salaries of the commission and all employes in said department, and all of the expenses of same shall be taken out of the general revenues of the State, as now provided for by law; and providing further that the members of the commission and the members of said department shall be placed and held under a rule of civil service as far as possible. Providing further that said Insurance Commission herein created shall be vested with every jurisdiction of and over all matters, things and powers and functions of the Department of Insurance and Banking except such as may have been divested therefrom and vested in the Department of Banking by law; and providing that the Commissioner of Insurance shall receive a salary of five thousand dollars a year, and each of the other commissioners shall receive a sal-

ary of four thousand dollars per year, all of which is respectfully submitted.

MELSON,
BAKER of Milam,
SHIRES,

Committee on the part of the House.

Mr. Melson moved that the report be adopted.

Mr. Purl moved to postpone further consideration of the report until 10 o'clock a. m. tomorrow.

On motion of Mr. Baker of Milam, the motion to postpone was tabled.

Question recurring on the motion of Mr. Melson, yeas and nays were demanded.

The report was adopted by the following vote:

Yeas—88.

Amsler.	Jones.
Arnold.	Kemble.
Atkinson.	Lackey.
Baker of Milam.	Laird.
Baker of Orange.	Lamb.
Baldwin.	Lane.
Barker.	LeSturgeon.
Barrett.	Lewis.
Beasley.	Looney.
Bell.	McBride.
Bird.	McDaniel.
Carson.	McDonald.
Carter of Coke.	McKean.
Carter of Hays.	McNatt.
Chitwood.	Martin.
Collins.	Maxwell.
Cowen.	Melson.
Crawford.	Merritt.
Culp.	Montgomery.
Davenport.	Moore.
DeBerry.	Morgan
Dielmann.	of Robertson.
Dinkle.	Pate.
Dodd.	Patterson.
Downs.	Perdue.
Driggers.	Pinkston.
Duffey.	Potter.
Dunlap.	Quaid.
Dunn.	Quinn.
Durham.	Robinson.
Edwards.	Rogers.
Faubion.	Rowland.
Gipson.	Russell
Green.	of Callahan.
Greer.	Russell of Trinity.
Hardin	Sackett.
of Kaufman.	Sanford.
Henderson	Satterwhite.
of Marion.	Shires.
Henderson	Simpson.
of McLennan.	Smith.
Hendricks.	Stell.
Irwin.	Stewart of Reeves.
Jennings.	Stroder.
Johnson.	Teer.

Thrasher.
Wallace.
Wells.

Wilmans.
Winfree.

Nays—8.

Abney.
Bryant.
Covey.
Davis.

Fields.
Stevens.
Storey.
Westbrook.

Present—Not Voting.

Howeth.
Price.
Purl.

Thompson.
Vaughan.
Wilson.

Absent.

Avis.
Blount.
Bonham.
Burmeister.
Carpenter
of Dallas.
Carpenter
of Matagorda.
Coffee.
Finlay.
Frnka.
Fugler.
Hardin of Erath.
Harrington.
Houston.
Jacks.
LeMaster.

Loftin.
Mathes.
Miller.
Morgan
of Liberty.
Pope.
Rice.
Rountree.
Shearer.
Sparkman.
Stiernberg.
Stewart
of Edwards.
Turner.
Wessels.
Young.

Absent—Excused.

Bobbitt.
Brady.
Cable.
Harris.
Hughes.
Hull.
Lusk.
McFarlane.

Merriman.
Patman.
Pool.
Stewart of Jasper.
Strickland.
Sweet.
Williamson.

Mr. Melson moved to reconsider the vote by which the report was adopted, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 431 ON SECOND READING.

On motion of Mr. Stiernberg, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment.

H. B. No. 431, A bill to be entitled "An Act making unlawful the making or use of false statements in writing respecting the financial condition, or means, or ability to pay, of the person making such false statement, or causing same to be made, or of any other person, firm, or corporation in which he is interested, or for whom he is acting

for the purpose of obtaining money, property, or credit, or the making, acceptance, discount, sale, or indorsement of a bill of exchange or promissory note, amounting to more than fifty dollars, whether such statements are made directly or indirectly; making such offense a felony, and prescribing punishment therefor."

The Speaker laid the bill before the House and it was read second time.

Mr. Jones offered the following amendment to the bill:

Amend House bill No. 431, page 1, line 18, by striking out all after the word "make" in said line and to and including everything to the word "any" in line 20.

Mr. Driggers moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question first recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—78.

Abney.	Henderson
Amsler.	of Marion.
Arnold.	Henderson
Avis.	of McLennan.
Baker of Milam.	Howeth.
Baldwin.	Irwin.
Barker.	Jennings.
Barrett.	Jones.
Beasley.	Laird.
Bell.	Lamb.
Bird.	Lane.
Blount.	Lewis.
Bonham.	Loftin.
Burmeister.	McBride.
Carpenter	McDaniel.
of Dallas.	McDonald.
Carson.	Martin.
Chitwood.	Merritt.
Coffee.	Miller.
Covey.	Moore.
Culp.	Morgan
Davenport.	of Robertson.
Davis.	Pate.
DeBerry.	Perdue.
Dinkle.	Pinkston.
Dodd.	Pope.
Downs.	Price.
Driggers.	Quaid.
Dunlap.	Rice.
Durham.	Rogers.
Edwards.	Rountree.
Finlay.	Rowland.
Fugler.	Russell
Greer.	of Callahan.
Hardin of Erath.	Satterwhite.
Hardin	Sparkman.
of Kaufman.	Stevens.
Harrington.	Stewart of Edwards.

Stewart of Reeves.	Wallace.
Stiernberg.	Westbrook.
Stroder.	Wessels.
Thompson.	Young.
Vaughan.	

Nays—35.

Atkinson.	Maxwell.
Baker of Orange.	Melson.
Carter of Coke.	Patterson.
Carter of Hays.	Potter.
Collins.	Purl.
Cowen.	Robinson.
Dielmann.	Russell of Trinity.
Duffey.	Sackett.
Dunn.	Shires.
Fields.	Simpson.
Gipson.	Smith.
Hendricks.	Stell.
Houston.	Thrasher.
Jacks.	Turner.
Kemble.	Wells.
Lackey.	Wilson.
Looney.	Winfree.
McNatt.	

Present—Not Voting.

Montgomery.	Wilmans.
Quinn.	

Absent.

Brady.	McKean.
Carpenter	Mathes.
of Matagorda.	Morgan
Crawford.	of Liberty.
Faubion.	Sanford.
Green.	Shearer.
Johnson.	Storey.
LeMaster.	Teer.
LeSturgeon.	

Absent—Excused.

Bobbitt.	McFarlane.
Bryant.	Merriman.
Cable.	Patman.
Frnka.	Pool.
Harris.	Stewart of Jasper.
Hughes.	Strickland.
Hull.	Sweet.
Lusk.	Williamson.

Mr. Jones moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Question next recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 431 was then passed to engrossment by the following vote:

Yeas—107.

Abney.	Avis.
Arnold.	Baker of Milam.
Atkinson.	Baker of Orange.

Baldwin.	Lewis.
Barker.	Loftin.
Barrett.	Looney.
Beasley.	McBride.
Bell.	McDaniel.
Blount.	McDonald.
Bryant.	McKean.
Burmeister.	McNatt.
Carpenter	Martin.
of Dallas.	Melson.
Carson.	Merritt.
Carter of Coke.	Miller.
Carter of Hays.	Montgomery.
Chitwood.	Morgan
Collins.	of Robertson.
Covey.	Pate.
Cowen.	Patterson.
Crawford.	Perdue.
Culp.	Pinkston.
Davenport.	Pope.
DeBerry.	Potter.
Dielmann.	Price.
Dodd.	Purl.
Downs.	Quaid.
Driggers.	Quinn.
Duffey.	Rice.
Dunlap.	Robinson.
Dunn.	Rogers.
Durham.	Rountree.
Edwards.	Rowland.
Faubion.	Russell
Fields.	of Callahan.
Finlay.	Russell of Trinity.
Fugler.	Sackett.
Gipson.	Satterwhite.
Greer.	Shires.
Hardin of Erath.	Simpson.
Harrington.	Smith.
Henderson	Sparkman.
of Marion.	Stell.
Henderson	Stevens.
of McLennan.	Stewart of Jasper.
Hendricks.	Teer.
Houston.	Thompson.
Howeth.	Thrasher.
Irwin.	Turner.
Jacks.	Vaughan.
Jennings.	Wells.
Jones.	Westbrook.
Kemble.	Wessels.
Laird.	Wilson.
Lamb.	Winfree.
Lane.	Young.

Nays—8.

Bird.	Hardin
Coffey.	of Kaufman.
Davis.	Mathes.
Dinkle.	Maxwell.
	Moore.

Present—Not Voting.

Wilmons.

Absent.

Amsler.	Carpenter
Bonham.	of Matagorda.

Green.	Sanford.
Johnson.	Shearer.
Lackey.	Stewart of Reeves.
LeMaster.	Stiernberg.
LeSturgeon.	Storey.
Morgan	Stroder.
of Liberty.	Wallace.

Absent—Excused.

Bobbitt.	Merriman.
Brady.	Patman.
Cable.	Pool.
Frnka.	Stewart
Harris.	of Edwards.
Hughes.	Strickland.
Hull.	Sweet.
Lusk.	Williamson.
McFarlane.	

HOUSE BILL NO. 431 ON THIRD READING.

Mr. Thrasher moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 431 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—99.

Abney.	Fugler.
Amsler.	Gipson.
Arnold.	Greer.
Atkinson.	Hardin of Erath.
Avis.	Harrington.
Baker of Milam.	Henderson
Baker of Orange.	of Marion.
Barker.	Houston.
Barrett.	Howeth.
Bell.	Irwin.
Bird.	Jacks.
Blount.	Jennings.
Bryant.	Johnson.
Burmeister.	Kemble.
Carpenter	Lackey.
of Dallas.	Laird.
Carson.	Lamb.
Carter of Coke.	Lane.
Carter of Hays.	LeSturgeon.
Chitwood.	Lewis.
Coffee.	Loftin.
Collins.	Looney.
Covey.	McBride.
Cowen.	McDaniel.
Crawford.	McDonald.
Davenport.	McKean.
DeBerry.	McNatt.
Dielmann.	Martin.
Downs.	Maxwell.
Driggers.	Melson.
Duffey.	Merritt.
Dunlap.	Miller.
Dunn.	Moore.
Durham.	Morgan
Fields.	of Robertson.

Pate.	Shearer.
Patterson.	Shires.
Perdue.	Simpson.
Pinkston.	Stell.
Pope.	Stevens.
Potter.	Stroder.
Price.	Teer.
Quinn.	Thompson.
Robinson.	Thrasher.
Rountree.	Turner.
Rowland.	Wells.
Russell	Westbrook.
of Callahan.	Wessels.
Russell of Trinity.	Wilson.
Sackett.	Winfree.
Satterwhite.	Young.

Nays—14.

Beasley.	Henderson
Davis.	of McLennan.
Dinkle.	Hendricks.
Dodd.	Jones.
Edwards.	Mathes.
Finlay.	Quaid.
Hardin	Vaughan.
of Kaufman.	Wilmans.

Absent.

Baldwin.	Rice.
Bonham.	Rogers.
Carpenter	Sanford.
of Matagorda.	Smith.
Culp.	Sparkman.
Faubion.	Stewart
Green.	of Edwards.
LeMaster.	Stewart of Reeves.
Montgomery.	Stiernberg.
Morgan	Storey.
of Liberty.	Wallace.
Purl.	

Absent—Excused.

Bobbitt.	McFarlane.
Brady.	Merriman.
Cable.	Patman.
Frnka.	Pool.
Harris.	Stewart of Jasper.
Hughes.	Strickland.
Hull.	Sweet.
Lusk.	Williamson.

The Speaker then laid House bill No. 431 before the House on its third reading and final passage.

The bill was read third time.

Mr. Dinkle offered the following amendment to the bill:

Amend House bill No. 431 by striking out all of lines 7, 8, 9, 10 and 11, page 2, and inserting in lieu thereof the following: "Shall be guilty of a misdemeanor and upon conviction thereof shall be fined in a sum of not less than \$100 nor more than \$500."

The amendment was lost.

House bill No. 431 was then finally passed by the following vote:

Yeas—104.

Abney.	LeSturgeon.
Atkinson.	Lewis.
Avis.	Loftin.
Baker of Milam.	Looney.
Baker of Orange.	McBride.
Barker.	McDaniel.
Barrett.	McDonald.
Bell.	McKean.
Bird.	McNatt.
Blount.	Martin.
Bonham.	Mathes.
Burmeister.	Merritt.
Carpenter	Miller.
of Dallas.	Montgomery.
Carpenter	Pate.
of Matagorda.	Patterson.
Carter of Coke.	Perdue.
Carter of Hays.	Pinkston.
Chitwood.	Pope.
Coffee.	Potter.
Collins.	Quaid.
Cowen.	Quinn.
Crawford.	Rice.
Davenport.	Rogers.
Davis.	Rountree.
DeBerry.	Rowland.
Dielmann.	Russell
Dodd.	of Callahan.
Downs.	Russell of Trinity.
Driggers.	Sackett.
Duffey.	Sanford.
Dunlap.	Satterwhite.
Dunn.	Shearer.
Durham.	Shires.
Edwards.	Simpson.
Faubion.	Smith.
Fields.	Sparkman.
Finlay.	Stell.
Fugler.	Stevens.
Gipson.	Stewart
Greer.	of Edwards.
Hardin of Erath.	Stiernberg.
Harrington.	Stroder.
Henderson	Teer.
of Marion.	Thompson.
Hendricks.	Thrasher.
Houston.	Turner.
Irwin.	Vaughan.
Jacks.	Wells.
Jennings.	Westbrook.
Kemble.	Wessels.
Lackey.	Wilson.
Laird.	Winfree.
Lamb.	Young.
Lane.	

Nays—10.

Beasley.	Henderson
Carson.	of McLennan.
Dinkle.	Jones.
Hardin	Maxwell.
of Kaufman.	Moore.

Stewart of Reeves. Wallace.

Present—Not Voting.

Howeth.

Wilmons.

Absent.

Amsler.
Arnold.
Baldwin.
Bryant.
Covey.
Culp.
Green.
Johnson.
LeMaster.

Melson.
Morgan
of Liberty.
Morgan
of Robertson.
Price.
Purl.
Robinson.
Storey.

Absent—Excused.

Bobbitt.
Brady.
Cable.
Frnka.
Harris.
Hughes.
Hull.
Lusk.

McFarlane.
Merriman.
Patman.
Pool.
Stewart of Jasper.
Strickland.
Sweet.
Williamson.

AMENDMENT TO HOUSE RULES.

The Speaker laid before the House, for consideration at this time, the following resolution, by Mr. Fugler:

Whereas, The Regular Session of the Thirty-eighth Legislature is drawing near a close; and

Whereas, There are many important measures now pending before this body for consideration; and

Whereas, Much time is consumed in long drawn out speeches, thereby preventing many important questions from receiving proper consideration; therefore, be it

Resolved, That Section 6 of Rule 10 of the Rules of the House of Representatives be so amended as to hereafter read as follows:

"All speeches shall be limited to ten minutes in duration except as provided in Section 3 of this rule, and the Speaker shall call the members to order at the expiration of their time; provided, however, that in case the House by a vote extends the time of any member, such time shall not be extended exceeding ten minutes additional without the unanimous consent of the House; and provided further, that during the last ten calendar days of the Regular Session and the last five calendar days of any Special Session, all speeches shall be limited to ten minutes and shall not be extended without the

unanimous consent of the House, and in no case shall the time be extended for a longer period than five minutes. Provided, this rule shall not apply to measures carrying an appropriation, in the discussion of which speeches shall be limited to fifteen minutes in duration, except as provided in Section 3 of this rule."

The resolution having heretofore been read second time and referred to the Committee on Rules.

Question recurring on the resolution, it was adopted.

RECESS.

On motion of Mr. Quinn, the House at 12 o'clock m. took recess to 1:30 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 1:30 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 34 ON SECOND READING.

On motion of Mr. Edwards, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 34, A bill to be entitled "An Act making an appropriation of three hundred thousand (\$300,000) dollars to build and equip an Administration Building at the North Texas State Normal College, Denton, Texas, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Edwards offered the following amendments to the bill:

(1)

Amend House bill No. 34 by striking out all of Section 2 and insert in lieu thereof "that funds provided for herein shall not be available before September 1, 1923."

(2)

Amend the caption of House bill No. 34 by striking out the words "and declaring an emergency."

The amendments were severally adopted.

House bill No. 34 was then passed to engrossment.

HOUSE BILL NO. 35 ON SECOND
READING.

On motion of Mr. Dunlap, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 35, A bill to be entitled "An Act to make emergency appropriation to enlarge and make adequate the central heating and power plant of, to put a new roof on, repair and paint the Household Arts Building of the College of Industrial Arts, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Edwards offered the following (committee) amendments to the bill:

(1)

Amend House bill No. 35 by striking out the items of \$11,462.50 and \$6,218.50.

(2)

Amend House bill No. 35 by striking out the item of \$132,350 and insert in lieu thereof \$110,000.

(3)

Amend House bill No. 35 by striking out all of Section 2 and insert therein "that funds provided for herein shall not be available before September 1, 1923."

(4)

Amend the caption to House bill No. 35 by striking out the words "and declaring an emergency."

The amendments were severally adopted.

House bill No. 35 was then passed to engrossment.

HOUSE BILL NO. 35 ON THIRD
READING.

Mr. Edwards moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 35 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Mr. Speaker.	Barrett.
Amsler.	Beasley.
Arnold.	Bell.
Atkinson.	Bird.
Avis.	Blount.
Baker of Orange.	Bonham.
Barker.	Brady.

Bryant.	LeMaster.
Burmeister.	LeSturgeon.
Carpenter	Lewis.
of Matagorda.	McBride.
Carson.	McDaniel.
Carter of Coke.	McDonald.
Chitwood.	McKean.
Coffee.	McNatt.
Collins.	Martin.
Covey.	Maxwell.
Cowen.	Melson.
Crawford.	Merritt.
Culp.	Montgomery.
Davenport.	Moore.
Davis.	Pate.
DeBerry.	Patterson.
Dielmann.	Perdue.
Dodd.	Pinkston.
Downs.	Potter.
Driggers.	Purl.
Duffey.	Quaid.
Dunlap.	Quinn.
Dunn.	Rice.
Durham.	Rogers.
Edwards.	Rountree.
Faubion.	Rowland.
Fields.	Russell of Trinity.
Finlay.	Sackett.
Fugler.	Sanford.
Green.	Satterwhite.
Greer.	Shearer.
Hardin of Erath.	Shires.
Hardin	Simpson.
of Kaufman.	Stewart
Harrington.	of Edwards.
Henderson	Stewart of Reeves.
of Marion.	Stroder.
Henderson	Teer.
of McLennan.	Thompson.
Houston.	Thrasher.
Howeth.	Vaughan.
Jennings.	Wallace.
Kemble.	Wells.
Laird.	Wilmans.
Lamb.	Wilson.
Lane.	Young.

Nays—3.

Looney.	Wessels.
Stell.	

Absent.

Abney.	Loftin.
Baker of Milam.	Mathes.
Baldwin.	Miller.
Carpenter	Morgan
of Dallas.	of Liberty.
Carter of Hays.	Morgan
Dinkle.	of Robertson.
Gipson.	Pope.
Hendricks.	Price.
Irwin.	Robinson.
Jacks.	Russell
Johnson.	of Callahan.
Jones.	Smith.
Lackey.	Sparkman.

Stevens.
Stiernberg.
Storey.

Turner.
Westbrook.
Winfree.

Absent—Excused.

Bobbitt.
Cable.
Frnka.
Harris.
Hughes.
Hull.
Lusk.
McFarlane.

Merriman.
Patman.
Pool.
Stewart of Jasper.
Strickland.
Sweet.
Williamson.

The Speaker then laid House bill No. 35 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 34 ON THIRD READING.

Mr. Edwards moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 34 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Driggers.
Amsler.	Duffey.
Arnold.	Dunlap.
Atkinson.	Dunn.
Avis.	Durham.
Baker of Orange.	Edwards.
Baldwin.	Faubion.
Barker.	Fields.
Barrett.	Finlay.
Beasley.	Fugler.
Bell.	Green.
Blount.	Greer.
Bonham.	Hardin of Erath.
Brady.	Harrington.
Bryant.	Henderson
Burmeister.	of Marion.
Carpenter	Henderson
of Matagorda.	of McLennan.
Carson.	Houston.
Carter of Hays.	Howeth.
Chitwood.	Irwin.
Coffee.	Jennings.
Collins.	Kemble.
Covey.	Laird.
Cowen.	Lamb.
Crawford.	Lane.
Culp.	LeMaster.
Davenport.	LeStourgeon.
Davis.	Lewis.
DeBerry.	McBride.
Dielmann.	McDaniel.
Dinkle.	McDonald.
Dodd.	McKean.
Downs.	McNatt.

Martin.
Maxwell.
Merritt.
Montgomery.
Moore.
Pate.
Patterson.
Perdue.
Pinkston.
Potter.
Purl.
Quaid.
Quinn.
Rice.
Rogers.
Rountree.
Rowland.
Russell
of Callahan.
Sackett.

Sanford.
Satterwhite.
Shearer.
Shires.
Simpson.
Sparkman.
Stewart
of Edwards.
Stewart of Reeves.
Stroder.
Teer.
Thompson.
Thrasher.
Vaughan.
Wallace.
Wells.
Wilmons.
Wilson.
Young.

Nays—3.

Looney.
Stell.

Wessels.

Present—Not Voting.

Bird.

Absent.

Abney.	Miller.
Baker of Milam.	Morgan
Carpenter	of Liberty.
of Dallas.	Morgan
Carter of Coke.	of Robertson.
Frnka.	Pope.
Gipson.	Price.
Hardin	Robinson.
of Kaufman.	Russell of Trinity.
Hendricks.	Smith.
Jacks.	Stevens.
Johnson.	Stiernberg.
Jones.	Storey.
Lackey.	Sweet.
Loftin.	Turner.
Mathes.	Westbrook.
Melson.	Winfree.

Absent—Excused.

Bobbitt.	Merriman.
Cable.	Patman.
Harris.	Pool.
Hughes.	Stewart of Jasper.
Hull.	Strickland.
Lusk.	Williamson.
McFarlane.	

The Speaker then laid House bill No. 34 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 142 ON SECOND READING.

On motion of Mr. Purl, the regular order of business was suspended to take

up and have placed on its second reading and passage to engrossment,

H. B. No. 142, A bill to be entitled "An Act to appropriate the sum of one hundred thousand dollars, or as much thereof as may be necessary, out of the revenues of the State, for the erection of an administration building for the extension service of the Agricultural and Mechanical College of Texas, and the sum of fifteen thousand dollars out of the general revenues of the State for the repair and remodeling of Gathright Hall, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Purl offered the following amendments to the bill:

(1)

Amend House bill No. 142 by striking out all of Section 2 and insert therein "that funds provided for herein shall not become available before September 1, 1923."

(2)

Amend the caption to House bill No. 142 by striking out the words "and declaring an emergency."

The amendments were severally adopted.

House bill No. 142 was then passed to engrossment.

HOUSE BILL NO. 142 ON THIRD READING.

Mr. Rountree moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 142 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—98.

Mr. Speaker.	Carter of Hays.
Abney.	Chitwood.
Amsler.	Collins.
Avis.	Covey.
Baker of Orange.	Cowen.
Barker.	Crawford.
Barrett.	Culp.
Beasley.	Davenport.
Bell.	DeBerry.
Bird.	Dielmann.
Blount.	Dinkle.
Bonham.	Dodd.
Brady.	Driggers.
Burmeister.	Duffey.
Carpenter	Dunlap.
of Matagorda.	Dunn.
Carson.	Durham.

Edwards.	Moore.
Faubion.	Perdue.
Fields.	Pinkston.
Finlay.	Potter.
Fugler.	Price.
Gipson.	Purl.
Green.	Quaid.
Greer.	Quinn.
Hardin of Erath.	Rice.
Harrington.	Rogers.
Henderson	Rountree.
of Marion.	Russell
Henderson	of Callahan.
of McLennan.	Sackett.
Houston.	Sanford.
Irwin.	Satterwhite.
Jacks.	Shires.
Jennings.	Simpson.
Kemble.	Smith.
Lackey.	Sparkman.
Laird.	Stell.
Lamb.	Stewart
Lane.	of Edwards.
LeSturgeon.	Stewart of Reeves.
Lewis.	Stroder.
Loftin.	Thompson.
McBride.	Thrasher.
McDaniel.	Vaughan.
McDonald.	Wallace.
McKean.	Wells.
McNatt.	Westbrook.
Martin.	Wilmans.
Maxwell.	Wilson.
Merritt.	Young.
Montgomery.	

Nays—5.

Bryant.	Hardin
Davis.	of Kaufman.
Downs.	Wessels.

Absent.

Arnold.	Morgan
Atkinson.	of Liberty.
Baker of Milam.	Morgan
Baldwin.	of Robertson.
Carpenter	Pate.
of Dallas.	Patterson.
Carter of Coke.	Pope.
Coffee.	Robinson.
Hendricks.	Rowland.
Howeth.	Russell of Trinity.
Johnson.	Shearer.
Jones.	Stevens.
LeMaster.	Stiernberg.
Looney.	Storey.
Mathes.	Teer.
Melson.	Turner.
Miller.	Winfree.

Absent—Excused.

Bobbitt.	Hughes.
Cable.	Hull.
Frnka.	Lusk.
Harris.	McFarlane.

Merriman.
Patman.
Pool.
Stewart of Jasper.

Strickland.
Sweet.
Williamson.

The Speaker then laid House bill No. 142 before the House on its third reading and final passage.

The bill was read third time and was passed.

**REQUESTING SENATE TO RETURN
HOUSE CONCURRENT RESO-
LUTION NO. 25.**

Mr. Culp offered the following resolution:

Resolved by the House of Representatives, That we request the Senate to return House concurrent resolution No. 25 for further consideration.

The resolution was read second time.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—71.

Arnold.	Jennings.
Atkinson.	Kemble.
Baldwin.	Lackey.
Barker.	Lane.
Barrett.	LeMaster.
Beasley.	Lewis.
Bell.	McBride.
Blount.	McDonald.
Bonham.	McKean.
Burmeister.	McNatt.
Carpenter	Martin.
of Matagorda.	Mathes.
Chitwood.	Melson.
Coffee.	Merritt.
Collins.	Moore.
Covey.	Perdue.
Cowen.	Potter.
Culp.	Price.
Dinkle.	Quaid.
Driggers.	Rice.
Duffey.	Rogers.
Dunlap.	Rountree.
Dunn.	Rowland.
Durham.	Russell
Edwards.	of Callahan.
Faubion.	Sackett.
Fields.	Sanford.
Gipson.	Satterwhite.
Greer.	Sparkman.
Hardin of Erath.	Stell.
Harrington.	Stroder.
Henderson	Teer.
of Marion.	Thrasher.
Houston.	Vaughan.
Howeth.	Wells.
Irwin.	Winfree.
Jacks.	Young.

Nays—38.

Abney.	Laird.
Amsler.	Lamb.
Avis.	LeSturgeon.
Baker of Orange.	Loftin.
Bird.	McDaniel.
Brady.	Maxwell.
Bryant.	Pinkston.
Carson.	Quinn.
Carter of Coke.	Shires.
Carter of Hays.	Simpson.
Crawford.	Stevens.
Davenport.	Stewart
Davis.	of Edwards.
DeBerry.	Stewart of Reeves.
Dielmann.	Thompson.
Dodd.	Westbrook.
Downs.	Wessels.
Fugler.	Wilmans.
Green.	Wilson.
Hardin of Kaufman.	

Absent.

Baker of Milam.	Morgan
Carpenter	of Robertson.
of Dallas.	Pate.
Finlay.	Patterson.
Henderson	Pope.
of McLennan.	Purl.
Hendricks.	Robinson.
Johnson.	Russell of Trinity.
Jones.	Shearer.
Looney.	Smith.
Miller.	Stiernberg.
Montgomery.	Storey.
Morgan	Turner.
of Liberty.	Wallace.

Absent—Excused.

Bobbitt.	Merriman.
Cable.	Patman.
Frnka.	Pool.
Harris.	Stewart of Jasper.
Hughes.	Strickland.
Hull.	Sweet.
Lusk.	Williamson.
McFarlane.	

**HOUSE BILL NO. 223 ON SECOND
READING.**

On motion of Mr. LeSturgeon, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 223, A bill to be entitled "An Act providing for the licensing of chiropractors; for registering license granted to and certain sworn statements required to be made by chiropractors, and providing for the duty of the county clerk in reference thereto; providing for the introduction of certain records and

certified copies thereof in evidence and the effect of such evidence; defining the practice of chiropractic; providing a penalty for practicing chiropractic in violation of the provisions of this act; providing for and creating a State board of chiropractic examiners, its appointment, and defining the powers and duties of such board; providing for the qualification of its members, their term of office, the election of its officers, its meetings and the keeping of certain records pertaining to its proceedings; providing for fees to be paid by applicants for license and by licensed chiropractors; the disposition to be made of such fees; the suspending of the licensee's license upon his failure to pay certain fees; providing for the subjects in which applicants for license shall be examined, those entitled to examination and the manner of conducting such examinations; providing for the granting of license to chiropractors now practicing chiropractic in this State, and providing reciprocity in the granting of license with other States; providing for the right to practice chiropractic in the State of Texas, and the making of death certificates and other certificates; exempting certain persons from the provisions of this act; providing for the refusing of license to practice chiropractic to certain classes of persons; providing for the jurisdiction, mode, manner and place of trial of those against whom proceedings are had for the purpose of revoking their license; defining the word 'board' as used in this act, providing for the preservation of the several sections of this law, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

On motion of Mr. Davenport, the bill was laid on the table subject to call.

BILL RECOMMITTED.

Mr. Wilson moved that House bill No. 676 be recommitted to the Committee on Counties.

Yeas and nays were demanded and the motion to recommit prevailed by the following vote:

Yeas—78.

Abney.	Barrett.
Arnold.	Beasley.
Atkinson.	Bird.
Avis.	Bonham.
Baker of Milam.	Carpenter
Baker of Orange.	of Matagorda.
Barker.	Carson.

Chitwood.	McNatt.
Coffee.	Martin.
Collins.	Mathes.
Covey.	Maxwell.
Cowen.	Melson.
Culp.	Merritt.
Davis.	Miller.
Dinkle.	Moore.
Dodd.	Morgan
Downs.	of Robertson.
Driggers.	Pate.
Duffey.	Patterson.
Durham.	Perdue.
Finlay.	Pope.
Green.	Price.
Hardin of Erath.	Quinn.
Henderson	Rice.
of Marion.	Robinson.
Henderson	Rogers.
of McLennan.	Rowland.
Houston.	Russell
Howeth.	of Callahan.
Jacks.	Sanford.
Jennings.	Satterwhite.
Lackey.	Shires.
Laird.	Stell.
Lamb.	Stevens.
Lane.	Thompson.
LeMaster.	Thrasher.
Lewis.	Vaughan.
Looney.	Wallace.
McBride.	Wells.
McDaniel.	Wessels.
McFarlane.	Wilson.
McKean.	Winfree.

Nays—21.

Burmeister.	LeSturgeon.
Carter of Hays.	Shearer.
Davenport.	Simpson.
Dielmann.	Smith.
Dunn.	Stewart
Edwards.	of Edwards.
Faubion.	Stroder.
Fugler.	Teer.
Greer.	Westbrook.
Hardin	Wilmans.
of Kaufman.	Young.
Harrington.	

Present—Not Voting.

Blount.	Dunlap.
Brady.	McDonald.
Bryant.	Potter.
DeBerry.	Quaid.

Absent.

Amsler.	Gipson.
Baldwin.	Hendricks.
Bell.	Irwin.
Carpenter	Johnson.
of Dallas.	Jones.
Carter of Coke.	Kemble.
Crawford.	Loftin.
Fields.	Montgomery.

Morgan	Sackett.
of Liberty.	Sparkman.
Pinkston.	Stewart of Reeves.
Purl.	Stiernberg.
Rountree.	Storey.
Russell of Trinity.	Turner.

Absent—Excused.

Bobbitt.	Merriman.
Cable.	Patman.
Frnka.	Pool.
Harris.	Stewart of Jasper.
Hughes.	Strickland.
Hull.	Sweet.
Lusk.	Williamson.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 5, 1923.

Hon. R. E. Seagler, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to
inform the House that the Senate has
passed

S. C. R. No. 22, Relating to the set-
ting aside of March 13th to 31st as
birth registration time.

S. B. No. 325, A bill to be entitled
"An Act amending Articles 10, 15, 27,
31, 32, 39, 40, 50, 53 and 63 of an act
passed at the First Called Session of
the Thirty-sixth Legislature of the State
of Texas, entitled 'An Act creating the
office of Game, Fish and Oyster Com-
missioner; providing for the protection
of fish and other marine life.' being
Senate bill No. 107, Chapter 73 of the
General Laws of the said First Called
Session; changing certain penalties
therein; making necessary changes in
regulations; repealing all laws in con-
flict herewith, and declaring an emer-
gency."

H. B. No. 576, A bill to be entitled
"An Act amending Chapter 52 of the
Special and Local Laws passed by the
Thirty-seventh Legislature at its First
Called Session by adding thereto Sec-
tion 3a, providing for the assumption,
and refunding by the Cooper Independ-
ent School District of all or any part
of the indebtedness, bonded or otherwise,
of the city of Cooper, Texas, created for
school purposes, and declaring an emer-
gency."

H. B. No. 666, A bill to be entitled
"An Act to amend Chapter 18, Special
Laws, Thirty-seventh Legislature, First
Called Session, incorporating the Fruit-
vale Independent School District in Van
Zandt county, Texas; providing for the
maintenance of elementary schools in

said district, and declaring an emer-
gency."

S. B. No. 121, A bill to be entitled
"An Act to amend Article 3107 of the
Revised Civil Statutes of Texas of 1911,
which relates to county executive com-
mittee, county and precinct chairmen
elected at primaries, such committees
now composed of one member from
each voting or justice precinct in such
county, as the party executive com-
mittee may, as the county chairman
and a precinct chairman for each voting
or justice precinct, as the case may be,
are elected by the qualified voters of the
county on primary election day by pro-
viding that the county executive com-
mittee shall be composed of one member
from each justice precinct in the county
and a county chairman elected from the
whole county; and providing that the
members of the said committee shall be
elected at the precinct conventions held
on the primary election day; providing
for the election of a county chairman
at the county convention held as pro-
vided for in Article 3134, Revised Civil
Statutes, and providing the time for
said executive committee to begin their
term of office; and to repeal Article
3108 of the Revised Civil Statutes of
Texas of 1911, relating to a county
chairman of the executive committee,
his election, member of the district
executive committee, his term of office,
etc.; by providing that he shall be
elected at the county convention of his
party which is held as provided for in
Article 3134 of the Revised Statutes of
the State of Texas of 1911, and provid-
ing for the time for him to assume the
duties of his office."

S. J. R. No. 5, Relating to the amend-
ing of the Constitution of the State of
Texas, abolishing the office of county
treasurer, and devolving the duties of
said office upon the county depository.

The Senate has refused to engross
Senate bill No. 18 by the following vote:
6 yeas and 19 nays.

And the Senate has concurred in
House amendments to House bill No.
294.

Respectfully,
RICHARD BLALOCK,
Assistant Secretary of the Senate.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Fugler, the follow-
ing bills were ordered not printed:

Senate bills Nos. 193, 396, and House
bills Nos. 594, 672.

On motion of Mr. Barrett, the following bills were ordered not printed:

Senate bills Nos. 411, 402, and House bill No. 647.

On motion of Mr. Greer, Senate bills Nos. 248, 251, 247, 249 and 246 were ordered not printed.

HOUSE BILL NO. 237 ON SECOND READING

On motion of Mr. Rogers, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 237, A bill to be entitled "An Act to amend Article 6755, Title 116 of the Revised Civil Statutes of Texas, as amended by act of the Regular Session of the Thirty-sixth Legislature, approved March 31, 1919, and adding to said title Articles 6766b and 6766c; providing for the appointment of additional ranger companies and increasing the membership of the headquarters company; providing for the appointment and commission of bona fide inspectors of State-wide live stock associations as rangers; providing for the appointment of an Assistant Attorney General to act as legal adviser to the Adjutant General; appropriating funds to meet the additional expense of such increase in the ranger force, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Satterwhite offered the following amendment to the bill:

Amend House bill No. 237 by striking out lines 17 to 31, inclusive, page 2.

The amendment was adopted.

Mr. Pope offered the following amendment to the bill:

Amend House bill No. 237 by striking out all of Section 3.

Mr. Green moved a call of the House for the purpose of maintaining a quorum until 3:30 o'clock p. m. today, and the motion was not seconded.

(Mr. Rountree in the chair.)

Mr. Satterwhite moved to table the amendment by Mr. Pope.

Yeas and nays were demanded and the motion to table was lost by the following vote:

Yeas—57.

Avis.	Brady.
Baker of Milam.	Burmeister.
Baldwin.	Carpenter
Beasley.	of Dallas.
Bell.	Carpenter
Bonham.	of Matagorda.

Carson.	Melson.
Carter of Coke.	Miller.
Carter of Hays.	Montgomery.
Collins.	Moore.
Covey.	Morgan
DeBerry.	of Robertson.
Dinkle.	Pate.
Duffey.	Patterson.
Dunn.	Purl.
Durham.	Quinn.
Edwards.	Rogers.
Fugler.	Rountree.
Gipson.	Sackett.
Green.	Sanford.
Jacks.	Satterwhite.
Jones.	Shearer.
Lackey.	Smith.
Lamb.	Stewart
LeMaster.	of Edwards.
Lewis.	Stewart of Reeves.
McDonald.	Stroder.
McKean.	Thrasher.
McNatt.	Wells.
Martin.	Wilson.
Mathes.	

Nays—59.

Abney.	Laird.
Amsler.	Lane.
Arnold.	LeStourgeon.
Atkinson.	Loftin.
Barker.	McBride.
Bird.	McDaniel.
Blount.	Maxwell.
Bryant.	Merritt.
Chitwood.	Perdue.
Coffee.	Pinkston.
Cowen.	Pope.
Crawford.	Potter.
Davenport.	Price.
Davis.	Quaid.
Dielmann.	Rice.
Dodd.	Robinson.
Driggers.	Rowland.
Dunlap.	Russell
Finlay.	of Callahan.
Greer.	Russell of Trinity.
Hardin of Erath.	Simpson.
Hardin	Sparkman.
of Kaufman.	Stell.
Harrington.	Stevens.
Henderson	Storey.
of McLennan.	Thompson.
Houston.	Turner.
Howeth.	Westbrook.
Irwin.	Wessels.
Jennings.	Winfree.
Kemble.	Young.

Absent.

Baker of Orange.	Henderson
Barrett.	of Marion.
Culp.	Hendricks.
Downs.	Johnson.
Faubion.	Looney.
Fields.	McFarlane.

Morgan
of Liberty.
Shires.
Stiernberg.

Teer.
Vaughan.
Wallace.
Wilman.

Absent—Excused.

Bobbitt.
Cable.
Frnka.
Harris.
Hughes.
Hull.
Lusk.

Merriman.
Patman.
Pool.
Stewart of Jasper.
Strickland.
Sweet.
Williamson.

Mr. Pate moved the previous question on the amendment and the bill, including an amendment to the caption, and the main question was ordered.

(Speaker in the chair.)

Mr. Kemble moved to reconsider the vote by which the previous question was ordered.

The motion to reconsider prevailed.

Question then recurring on the motion for the previous question, it was lost.

Question then recurring on the amendment by Mr. Pope, yeas and nays were demanded.

The roll was called and the vote was announced: Yeas, 60; nays, 61.

Mr. Pope called for a verification of the vote.

The roll of yeas and nays was called by the Clerk and the verified vote stood as follows:

Yeas—60.

Abney.	Howeth.
Amsler.	Hull.
Arnold.	Jennings.
Atkinson.	Kemble.
Barker.	Laird.
Barrett.	Lane.
Bird.	LeSturgeon.
Blount.	Loftin.
Bryant.	Looney.
Carpenter	McBride.
of Dallas.	McDaniel.
Cowen.	Maxwell.
Crawford.	Merritt.
Davenport.	Perdue.
Davis.	Pinkston.
Dielmann.	Pope.
Dodd.	Potter.
Downs.	Price.
Fields.	Quaid.
Finlay.	Rice.
Greer.	Robinson.
Hardin	Rowland.
of Kaufman.	Russell
Houston.	of Callahan.
Henderson	Russell of Trinity.
of Marion.	Sanford.
Henderson	Simpson.
of McLennan.	Stell.

Stevens.
Storey.
Stroder.
Thompson.
Turner.

Westbrook.
Wessels.
Winfree.
Young.

Nays—60.

Avis.
Baker of Milam.
Baldwin.
Beasley.
Bell.
Bonham.
Brady.
Burmeister.
Carpenter
of Matagorda.
Carson.
Carter of Coke.
Carter of Hays.
Chitwood.
Coffee.
Covey.
Culp.
DeBerry.
Dinkle.
Driggers.
Duffey.
Dunlap.
Dunn.
Durham.
Edwards.
Faubion.
Fugler.
Gipson.
Green.
Harrington.
Hendricks.
Jones.

Lackey.
Lamb.
LeMaster.
McDonald.
McKean.
Martin.
Mathes.
Melson.
Miller.
Montgomery.
Moore.
Morgan
of Robertson.
Pate.
Patterson.
Purl.
Quinn.
Rogers.
Rountree.
Sackett.
Satterwhite.
Shearer.
Smith.
Sparkman.
Stewart
of Edwards.
Stewart of Reeves.
Teer.
Thrasher.
Wells.
Wilman.
Wilson.

Absent.

Baker of Orange.	McNatt.
Collins.	Morgan
Hardin of Erath.	of Liberty.
Irwin.	Shires.
Jacks.	Stiernberg.
Johnson.	Vaughan.
Lewis.	Wallace.

Absent—Excused.

Bobbitt.	Merriman.
Cable.	Patman.
Frnka.	Pool.
Harris.	Stewart of Jasper.
Hughes.	Strickland.
Lusk.	Sweet.
McFarlane.	Williamson.

The Speaker announced that the amendment was lost.

Mr. Purl moved to reconsider the vote by which the amendment was lost, and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—58.

Avis.	Jones.
Baker of Milam.	Lackey.
Baldwin.	Lamb.
Beasley.	McKean.
Bell.	Martin.
Bonham.	Mathes.
Brady.	Melson.
Burmeister.	Miller.
Carpenter	Montgomery.
of Matagorda.	Moore.
Carson.	Morgan
Carter of Coke.	of Robertson.
Carter of Hays.	Pate.
Chitwood.	Patterson.
Coffee.	Purl.
Covey.	Quinn.
Culp.	Rogers.
Dinkle.	Rountree.
Duffey.	Sackett.
Dunn.	Satterwhite.
Durham.	Shearer.
Edwards.	Smith.
Faubion.	Stewart
Fugler.	of Edwards.
Gipson.	Stewart of Reeves.
Green.	Stiernberg.
Hardin	Teer.
of Kaufman.	Thrasher.
Harrington.	Wells.
Hendricks.	Wilmans.
Jacks.	Wilson.

Nays—68.

Abney.	Hull.
Amsler.	Jennings.
Arnold.	Kemble.
Atkinson.	Laird.
Barrett.	LeMaster.
Bird.	LeSturgeon.
Bryant.	Loftin.
Carpenter	Looney.
of Dallas.	McBride.
Cowen.	McDaniel.
Crawford.	McDonald.
Davenport.	McNatt.
Davis.	Maxwell.
DeBerry.	Merritt.
Dielmann.	Perdue.
Dodd.	Pinkston.
Downs.	Pope.
Driggers.	Potter.
Dunlap.	Price.
Fields.	Quaid.
Finlay.	Rice.
Greer.	Robinson.
Hardin of Erath.	Rowland.
Henderson	Russell
of Marion.	of Callahan.
Henderson	Russell of Trinity.
of McLennan.	Sanford.
Houston.	Simpson.
Howeth.	Sparkman.

Stell.	Wallace.
Stevens.	Westbrook.
Storey.	Wessels.
Stroder.	Winfree.
Thompson.	Young.
Turner.	

Absent.

Baker of Orange.	Lane.
Barker.	Lewis.
Blount.	Morgan
Collins.	of Liberty.
Irwin.	Shires.
Johnson.	Vaughan.

Absent—Excused.

Bobbitt.	Merriman.
Cable.	Patman.
Frnka.	Pool.
Harris.	Stewart of Jasper.
Hughes.	Strickland.
Lusk.	Sweet.
McFarlane.	Williamson.

Question recurring on the motion to reconsider, yeas and nays were demanded.

The motion to reconsider prevailed by the following vote:

Yeas—63.

Amsler.	Looney.
Arnold.	McBride.
Atkinson.	McDaniel.
Barker.	McNatt.
Barrett.	Maxwell.
Bird.	Merritt.
Blount.	Perdue.
Bryant.	Pinkston.
Carpenter	Pope.
of Dallas.	Potter.
Cowen.	Price.
Crawford.	Quaid.
Davenport.	Rice.
Davis.	Robinson.
Dielmann.	Rogers.
Dodd.	Rowland.
Downs.	Russell
Driggers.	of Callahan.
Fields.	Shires.
Greer.	Simpson.
Hardin of Erath.	Sparkman.
Hardin	Stell.
of Kaufman.	Stevens.
Henderson	Stiernberg.
of McLennan.	Storey.
Houston.	Stroder.
Howeth.	Thompson.
Hull.	Turner.
Jennings.	Wallace.
Kemble.	Westbrook.
Laird.	Wessels.
Lane.	Wilmans.
LeSturgeon.	Winfree.
Loftin.	Young.

Nays—55.

Avis.	Jones.
Baker of Milam.	Lackey.
Baldwin.	Lamb.
Beasley.	Lewis.
Bell.	McKean.
Bonham.	Martin.
Brady.	Mathes.
Burmeister.	Melson.
Carpenter	Miller.
of Matagorda.	Montgomery.
Carson.	Moore.
Carter of Coke.	Morgan
Carter of Hays.	of Robertson.
Chitwood.	Pate.
Coffee.	Patterson.
Covey.	Purl.
DeBerry.	Quinn.
Dinkle.	Rountree.
Duffey.	Russell of Trinity.
Dunlap.	Sackett.
Dunn.	Satterwhite.
Durham.	Shearer.
Faubion.	Stewart
Fugler.	of Edwards.
Gipson.	Stewart of Reeves.
Green.	Teer.
Harrington.	Thrasher.
Jacks.	Wells.
Johnson.	Wilson.

Absent.

Abney.	Irwin.
Baker of Orange.	LeMaster.
Collins.	McDonald.
Culp.	Morgan
Edwards.	of Liberty.
Finlay.	Sanford.
Henderson	Smith.
of Marion.	Vaughan.
Hendricks.	

Absent—Excused

Bobbitt.	Merriman.
Cable.	Patman.
Harris.	Pool.
Hughes.	Stewart of Jasper.
Frnka.	Strickland.
Lusk.	Sweet.
McFarlane.	Williamson.

Question again recurring on the amendment by Mr. Pope, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—65.

Amsler.	Bryant.
Arnold.	Carpenter
Atkinson.	of Dallas.
Barker.	Cowen.
Barrett.	Crawford.
Bird.	Davenport.
Blount.	Davis.

Dielmann.	Perdue.
Dodd.	Pinkston.
Downs.	Pope.
Driggers.	Potter.
Fields.	Price.
Greer.	Quaid.
Hardin of Erath.	Rice.
Hardin	Robinson.
of Kaufman.	Rowland.
Henderson	Russell
of Marion.	of Callahan.
Henderson	Sanford.
of McLennan.	Shires.
Houston.	Simpson.
Howeth.	Sparkman.
Hull.	Stell.
Jennings.	Stevens.
Kemble.	Stiernberg.
Laird.	Storey.
Lane.	Stroder.
LeSturgeon.	Thompson.
Loftin.	Turner.
Looney.	Vaughan.
McBride.	Westbrook.
McDaniel.	Wilmans.
McNatt.	Wilson.
Maxwell.	Winfree.
Merritt.	Young.

Nays—58.

Avis.	Jones.
Baker of Milam.	Lackey.
Beasley.	Lamb.
Bell.	Lewis.
Bonham.	McKean.
Brady.	Martin.
Burmeister.	Mathes.
Carpenter	Melson.
of Matagorda.	Miller.
Carson.	Montgomery.
Carter of Coke.	Moore.
Carter of Hays.	Morgan
Chitwood.	of Robertson.
Coffee.	Pate.
Collins.	Patterson.
Covey.	Purl.
DeBerry.	Quinn.
Dinkle.	Rogers.
Duffey.	Rountree.
Dunlap.	Russell of Trinity.
Dunn.	Sackett.
Durham.	Satterwhite.
Edwards.	Shearer.
Faubion.	Stewart
Fugler.	of Edwards.
Gipson.	Stewart of Reeves.
Green.	Teer.
Harrington.	Thrasher.
Hendricks.	Wells.
Jacks.	Wessels.
Johnson.	

Absent.

Abney.	Baldwin.
Baker of Orange.	Culp.

Finlay.	Morgan
Irwin.	of Liberty.
LeMaster.	Smith.
McDonald.	Wallace.

Absent—Excused.

Bobbitt.	Merriman.
Cable.	Patman.
Frnka.	Pool.
Harris.	Stewart of Jasper.
Hughes.	Strickland.
Lusk.	Sweet.
McFarlane.	Williamson.

Mr. Pope moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

Question first recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—64

Abney.	Loftin.
Amsler.	Looney.
Arnold.	McBride.
Atkinson.	McDaniel.
Barker.	McNatt.
Barrett.	Maxwell.
Bird.	Merritt.
Bryant.	Perdue.
Carpenter	Pinkston.
of Dallas.	Pope.
Cowen.	Potter.
Crawford.	Price.
Davenport.	Quaid.
Davis.	Rice.
DeBerry.	Robinson.
Dielmann.	Rowland.
Dodd.	Sanford.
Downs.	Russell.
Driggers.	of Callahan.
Fields.	Shires.
Greer.	Simpson.
Hardin of Erath.	Sparkman.
Hardin	Stell.
of Kaufman.	Stevens.
Henderson	Storey.
of Marion.	Stroder.
Henderson	Thompson.
of McLennan.	Turner.
Houston.	Vaughan.
Howeth.	Westbrook.
Jennings.	Wessels.
Kemble.	Wilmans.
Laird.	Winfree.
Lane.	Young.
LeSturgeon.	

Nays—59.

Avis.	Beasley.
Baker of Milam.	Bell.
Baldwin.	Bonham.

Brady.	Lewis.
Burmeister.	McKean.
Carpenter	Martin.
of Matagorda.	Mathes.
Carson.	Melson.
Carter of Coke.	Miller.
Carter of Hays.	Montgomery.
Chitwood.	Moore.
Coffee.	Morgan
Collins.	of Robertson.
Covey.	Pate.
Culp.	Patterson.
Dinkle.	Purl.
Duffey.	Quinn.
Dunn.	Rogers.
Durham.	Rountree.
Edwards.	Russell of Trinity.
Faubion.	Sackett.
Fugler.	Satterwhite.
Gipson.	Shearer.
Green.	Stewart
Harrington.	of Edwards.
Hendricks.	Stewart of Reeves.
Jacks.	Stiernberg.
Johnson.	Teer.
Jones.	Thrasher.
Lackey.	Wells.
Lamb.	Wilson.

Absent.

Baker of Orange.	LeMaster.
Blount.	McDonald.
Dunlap.	Morgan
Finlay.	of Liberty.
Hull.	Smith.
Irwin.	Wallace.

Absent—Excused.

Bobbitt.	Merriman.
Cable.	Patman.
Frnka.	Pool.
Harris.	Stewart of Jasper.
Hughes.	Strickland.
Lusk.	Sweet.
McFarlane.	Williamson.

Mr. Jones offered the following amendment to the bill:

Amend House bill No. 237, page 2, by striking out from line 1 to line 16, and insert the following:

"Article 6766b. The Governor, acting by and through the Adjutant General, may appoint and commission as rangers, the bona fide and salaried inspectors for Texas and Southwestern Cattle Raisers' Association and the Texas Sheep and Goat Raisers' Association within this State upon applications made for such appointment by the regularly selected president and secretary of such live stock associations, which application shall certify that such inspectors or persons have the qualifications prescribed for rangers by Article

6766a of Title 116, Revised Civil Statutes of Texas; provided, however, that such inspectors of such live stock associations shall receive no remuneration of any character whatever from the State."

The amendment was adopted.

Mr. Hardin of Kaufman offered the following amendment to the bill:

Add to line 35, page 1, the following: "and the said rangers are hereby authorized and empowered to enforce the bill of rights as well as the law against selling lemon extract."

Mr. Satterwhite raised a point of order on consideration of the amendment, on the ground that the amendment is not germane to the purpose of the bill.

The Speaker sustained the point of order.

Mr. Pope offered the following amendment to the bill:

Amend House bill No. 237 by striking out the word "six" in line 24, page 1, and insert in lieu thereof the word "four."

The amendment was lost.

Mr. Satterwhite moved to reconsider the vote by which the amendment was lost and to table the motion to reconsider.

Question first recurring on the motion to table, it was lost.

Question then recurring on the motion to reconsider, it prevailed.

Mr. Jacks then moved to table the amendment by Mr. Pope.

The motion to table was lost.

Question then recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—63.

Abney.	Fields.
Amsler.	Finlay.
Arnold.	Greer.
Atkinson.	Hardin of Erath.
Barker.	Hardin
Barrett.	of Kaufman.
Bird.	Henderson
Bryant.	of McLennan.
Carpenter	Houston.
of Dallas.	Howeth.
Cowen.	Hughes.
Crawford.	Hull.
Davenport.	Jennings.
Davis.	Kemble.
Dielmann.	Laird.
Dodd.	Lane.
Downs.	LeStourgeon.
Driggers.	Lewis.

Loftin.	Sanford.
Looney.	Shires.
McBride.	Simpson.
McDaniel.	Sparkman.
Maxwell.	Stell.
Merritt.	Stevens.
Perdue.	Storey.
Pinkston.	Stroder.
Pope.	Thompson.
Potter.	Turner.
Price.	Vaughan.
Quaid.	Westbrook.
Robinson.	Wessels.
Rowland.	Winfree.
Russell	Young.
of Callahan.	

Nays—52.

Avis.	Jones.
Baker of Milam.	Lackey.
Baldwin.	Lamb.
Bell.	McKean.
Bonham.	Martin.
Brady.	Mathes.
Burmeister.	Melson.
Carpenter	Miller.
of Matagorda.	Montgomery.
Carson.	Moore.
Carter of Coke.	Morgan
Carter of Hays.	of Robertson.
Coffee.	Pate.
Collins.	Patterson.
DeBerry.	Purl.
Dinkle.	Quinn.
Duffey.	Rogers.
Dunn.	Rountree.
Durham.	Sackett.
Edwards.	Satterwhite.
Fugler.	Shearer.
Gipson.	Stewart
Green.	of Edwards.
Henderson	Stewart of Reeves.
of Marion.	Teer.
Hendricks.	Thrasher.
Jacks.	Wells.
Johnson.	Wilson.

Present—Not Voting.

Wilmans.

Absent.

Baker of Orange.	LeMaster.
Beasley.	McDonald.
Blount.	McNatt.
Chitwood.	Morgan
Covey.	of Liberty.
Culp.	Rice.
Dunlap.	Russell of Trinity.
Faubion.	Smith.
Harrington.	Stiernberg.
Irwin.	Wallace.

Absent—Excused.

Bobbitt.	Harris.
Cable.	Lusk.
Frnka.	McFarlane.

Merriman. Strickland.
Patman. Sweet.
Pool. Williamson.
Stewart of Jasper.

Mr. Pope offered the following amendment to the bill:

Amend House bill No. 237 by striking out the word "ten" in line 29, page 1, and insert in lieu thereof the word "four."

The amendment was adopted.

Mr. Henderson of McLennan moved to reconsider the vote by which the amendment was adopted and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—70.

Abney.	LeSturgeon.
Amsler.	Lewis.
Arnold.	Loftin.
Atkinson.	Looney.
Barker.	McBride.
Barrett.	McDaniel.
Bird.	Maxwell.
Bryant.	Melson.
Carpenter	Merritt.
of Dallas.	Morgan
Carpenter	of Robertson.
of Matagorda.	Perdue.
Cowen.	Pinkston.
Crawford.	Pope.
Davenport.	Potter.
Davis.	Price.
DeBerry.	Quaid.
Dielmann.	Rice.
Dodd.	Robinson.
Downs.	Rowland.
Driggers.	Russell
Fields.	of Callahan.
Finlay.	Sanford.
Greer.	Shires.
Hardin of Erath.	Simpson.
Hardin	Sparkman.
of Kaufman.	Stell.
Henderson	Stevens.
of Marion.	Storey.
Henderson	Stroder.
of McLennan.	Thompson.
Houston.	Turner.
Howeth.	Vaughan.
Hughes.	Westbrook.
Hull.	Wessels.
Jennings.	Wilmans.
Kemble.	Winfree.
Laird.	Young.
Lane.	

Nays—47.

Avis.	Bell.
Baker of Milam.	Brady.
Baldwin.	Burmeister.

Carson.	Mathes.
Carter of Coke.	Miller.
Carter of Hays.	Montgomery.
Coffee.	Moore.
Collins.	Pate.
Dinkle.	Patterson.
Duffey.	Purl.
Dunn.	Quinn.
Durham.	Rogers.
Edwards.	Rountree.
Fugler.	Sackett.
Gipson.	Satterwhite.
Green.	Shearer.
Hendricks.	Smith.
Jacks.	Stewart
Johnson.	of Edwards.
Jones.	Stewart of Reeves.
Lackey.	Teer.
Lamb.	Thrasher.
McKean.	Wells.
Martin.	Wilson.

Absent.

Baker of Orange.	Irwin.
Beasley.	LeMaster.
Blount.	McDonald.
Bonham.	McNatt.
Chitwood.	Morgan
Covey.	of Liberty.
Culp.	Russell of Trinity.
Dunlap.	Stiernberg.
Faubion.	Wallace.
Harrington.	

Absent—Excused.

Bobbitt.	Patman.
Cable.	Pool.
Frnka.	Stewart of Jasper.
Harris.	Strickland.
Lusk.	Sweet.
McFarlane.	Williamson.
Merriman.	

Question then recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 237 was then passed to engrossment by the following vote:

Yeas—99.

Abney.	Carter of Coke.
Amsler.	Carter of Hays.
Arnold.	Coffee.
Atkinson.	Cowen.
Avis.	Crawford.
Baldwin.	Davenport.
Barker.	Davis.
Bell.	DeBerry.
Bird.	Dielmann.
Blount.	Driggers.
Bonham.	Dunn.
Brady.	Durham.
Bryant.	Edwards.
Burmeister.	Fields.
Carson.	Finlay.

Fugler.	Perdue.
Green.	Pinkston.
Greer.	Pope.
Hardin of Erath.	Potter.
Henderson	Price.
of McLennan.	Purl.
Hendricks.	Quaid.
Houston.	Quinn.
Howeth.	Rice.
Hughes.	Rowland.
Hull.	Russell
Jacks.	of Callahan.
Jennings.	Sackett.
Johnson.	Sanford.
Jones.	Satterwhite.
Kemble.	Shearer.
Lackey.	Shires.
Lane.	Smith.
LeSturgeon.	Sparkman.
Lewis.	Stell.
Loftin.	Stewart
Looney.	of Edwards.
McBride.	Stewart of Reeves.
McDaniel.	Storey.
McDonald.	Stroder.
Martin.	Teer.
Mathes.	Thompson.
Maxwell.	Thrasher.
Melson.	Turner.
Merritt.	Vaughan.
Miller.	Wells.
Montgomery.	Westbrook.
Moore.	Wessels.
Morgan	Wilmans.
of Robertson.	Wilson.
Pate.	Winfree.
Patterson.	Young.

Nays—18.

Baker of Milam.	Hardin
Barrett.	of Kaufman.
Carpenter	Henderson
of Matagorda.	of Marion.
Collins.	Laird.
Covey.	Lamb.
Dinkle.	McKean.
Dodd.	Robinson.
Downs.	Simpson.
Duffey.	Stevens.
Gipson.	

Absent.

Baker of Orange.	LeMaster.
Beasley.	McNatt.
Chitwood.	Rogers.
Carpenter	Morgan
of Dallas.	of Liberty.
Culp.	Rountree.
Dunlap.	Russell of Trinity.
Faubion.	Stiernberg.
Harrington.	Wallace.
Irwin.	

Absent—Excused.

Bobbitt.	Harris.
Cable.	Lusk.
Frnka.	McFarlane.

Merriman.	Strickland.
Patman.	Sweet.
Pool.	Williamson.
Stewart of Jasper.	

Reason For Vote.

I vote on House bill No. 237 as I did because I believe the rangers are a cheaper and more efficient force than the State militia, and by an increase in the ranger force calls for the militia could be eliminated.

JACKS.

HOUSE BILL NO. 237 ON THIRD READING.

Mr. Jones moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 237 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100.

Abney.	Henderson
Amsler.	of McLennan.
Arnold.	Hendricks.
Atkinson.	Houston.
Avis.	Hughes.
Baldwin.	Hull.
Barker.	Jacks.
Bell.	Jennings.
Blount.	Johnson.
Bonham.	Jones.
Brady.	Kemble.
Bryant.	Lackey.
Burmeister.	Lane.
Carpenter	LeSturgeon.
of Dallas.	Lewis.
Carpenter	Looney.
of Matagorda.	McBride.
Carson.	McDaniel.
Carter of Coke.	McDonald.
Cowen.	Martin.
Crawford.	Mathes.
Culp.	Maxwell.
DeBerry.	Melson.
Dielmann.	Merritt.
Dinkle.	Miller.
Downs.	Montgomery.
Driggers.	Moore.
Duffey.	Morgan
Dunn.	of Robertson.
Durham.	Patterson.
Edwards.	Perdue.
Fields.	Pinkston.
Finlay.	Pope.
Fugler.	Potter.
Gipson.	Price.
Green.	Purl.
Greer.	Quaid.
Hardin of Erath.	Quinn.
Henderson	Rice.
of Marion.	Rowland.

Russell of Callahan.	Stewart of Reeves.
Sackett.	Teer.
Sanford.	Thompson.
Satterwhite.	Thrasher.
Shearer.	Turner.
Shires.	Vaughan.
Simpson.	Wells.
Smith.	Westbrook.
Sparkman.	Wessels.
Stell.	Wilmans.
Stevens.	Wilson.
Stewart of Edwards.	Winfree.
	Young.

Nays—11.

Baker of Milam.	Hardin
Bird.	of Kaufman.
Carter of Hays.	Laird.
Collins.	Lamb.
Davis.	McKean.
Dodd.	Robinson.

Absent.

Baker of Orange.	Loftin.
Barrett.	McNatt.
Beasley.	Morgan
Chitwood.	of Liberty.
Coffee.	Pate.
Covey.	Rogers.
Davenport.	Rountree.
Dunlap.	Russell of Trinity.
Faubion.	Stiernberg.
Harrington.	Storey.
Howeth.	Stroder.
Irwin.	Wallace.
LeMaster.	

Absent—Excused.

Bobbitt.	Patman.
Cable.	Pool.
Frnka.	Stewart of Jasper.
Harris.	Strickland.
Lusk.	Sweet.
McFarlane.	Williamson.
Merriman.	

The Speaker then laid House bill No. 237 before the House on its third reading and final passage.

The bill was read third time.

Mr. Satterwhite offered the following amendment to the bill:

Amend the caption of House bill No. 237 by striking out the words "and adding to," in line 9, page 1, and all of lines 10 to 17, inclusive, and insert in lieu thereof the following: "providing for the appointment and commission of bona fide inspectors of the Texas and Southwestern Association and the Texas Sheep and Goat Raiser's Association, and declaring an emergency."

The amendment was adopted.

House bill No. 237 was then finally passed.

RECESS.

On motion of Mr. Quaid, the House, at 5:30 o'clock p. m., took recess to 7:30 o'clock p. m. today.

NIGHT SESSION.

The House met at 7:30 o'clock p. m. and was called to order by the Speaker.

Mr. Burmeister moved a call of the House for the purpose of maintaining a quorum until 10 o'clock p. m. today, and the motion was lost.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 5, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 132, A bill to be entitled "An Act to amend Article 1460, Chapter 2, Title 29 of the Revised Civil Statutes of 1911, as amended by Chapter 131, General Laws, passed at the Regular Session of the Thirty-fourth Legislature, and as further amended by Chapter 134, General Laws, passed at the Regular Session of the Thirty-fifth Legislature, relating to the appointment and compensation of county auditors in counties containing a population of forty thousand or over, or having a taxable valuation of fifteen million dollars or over, and declaring an emergency," with engrossed rider.

S. B. No. 155, A bill to be entitled "An Act to amend Sections 2 and 3 of Chapter 190 of the Acts of 1917 and adding Section 3a, increasing the terms of office for the members of the Board of Highway Commission from two to six years so that one term of office will expire each two years, and providing compensation of \$2500 per year for members of said commission."

S. B. No. 175, A bill to be entitled "An Act repealing that part of Section 2 of the act contained in Chapter 99 of the legally published General Laws of the State of Texas, passed at the Regular Session of the Thirty-seventh Legislature, relating to exceptions to and exemptions from the Anti-pass Law, which is in the language, 'provided, that if any such railroad or transportation

company shall grant to any sheriff a free pass over its lines of railroads, then it shall issue like free transportation to each and every sheriff in this State who may make to it written application therefor, and declaring an emergency."

S. B. No. 400, A bill to be entitled "An Act making an emergency appropriation for the State Penitentiary System; providing that no part of same shall be used in or available for the payment of certain alleged notes alleged to have been executed by the Board of Prison Commissioners, and declaring an emergency."

S. B. No. 176, A bill to be entitled "An Act changing the name of the State Normal Colleges of this State, and declaring an emergency," with an engrossed rider.

S. B. No. 333, A bill to be entitled "An Act providing that in all cases where any bond is now or may hereafter be required to be given or executed by the State Treasurer or any of his clerks or deputies, or by any county or city depository, or by any State, county or city tax collector or by their clerks or deputies, or any other employes of the State or any county or city therein, that said bond shall be conditioned as now provided by law and shall be executed by some surety or bonding company authorized to do business in this State and that the cost of such bond shall be paid by the State, county or city of which such officer is an employe, and in addition to the salary of such officer; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The Senate has passed

H. C. R. No. 28. Relating to the appointment of a joint committee of five from the House and the Senate to confer and advise with the Board of Regents of the University of Texas.

And has passed

H. C. R. No. 25. Relating to sine die adjournment, with an amendment.

The Senate refused to pass finally

S. B. No. 131, A bill to be entitled "An Act to amend Title 3 of the Revised Civil Statutes entitled 'Aliens,' amending Chapter 134 of the General Laws of the State of Texas passed by the Thirty-seventh Legislature providing that the provisions of said Chapter 134 shall not apply to persons, firms and corporations in the leasing or purchasing of the right to prospect for, develop and use coal, petroleum, gas and other minerals; and repealing all acts or parts of acts not

consistent with or in conflict therewith, and declaring an emergency," by the following vote: 10 yeas, 12 nays, and 1 pair.

And the Senate has adopted the Free Conference Committee report on House bill No. 168 by the following vote: 17 yeas, 5 nays and 4 pairs.

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

BILL ORDERED NOT PRINTED.

On motion of Mr. Potter, Senate bill No. 191 was ordered not printed.

HOUSE BILL NO. 178 ON SECOND READING.

On motion of Mr. Lackey, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 178, A bill to be entitled "An Act to discourage, and so far as may be, prevent fire waste, in the State, and to prevent loss of life through fires, and to forbid over-insurance of property or interest therein against loss by fire; to provide that no owner of property or interest therein shall knowingly take out or procure insurance against loss by fire on the same in excess of the reasonable value of the interest of the insured in the property; to provide that no owner of any interest in property shall collect under any policy or policies, loss in excess of the actual loss sustained; to forbid agents of fire insurance companies from knowingly granting insurance in favor of any property owner in excess of the reasonable value of the property or of insurance of any interest in property in excess of the interest held by the assured, and from granting any permit for insurance in excess of the value of the property or in excess of the value of the interest of the insured in the property, knowing that such permit is for insurance in excess of the value of the interest of the insured in the property; to forbid general agents from knowingly approving excessive insurance or knowingly permitting policies constituting excessive insurance to remain in force, and to forbid insurance companies from knowingly approving excessive insurance or knowingly permitting such policies constituting excessive insurance to remain in force; to provide penalties for the violation of this act; to provide a limitation in the collection of insurance

when the property is intentionally over-insured and the fire originates on the premises; to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Lackey moved that further consideration of the bill be postponed until 3 o'clock p. m. tomorrow.

Yeas and nays were demanded and the motion prevailed by the following vote:

Yeas—98.

Mr. Speaker.	Hull.
Abney.	Jennings.
Amsler.	Jones.
Arnold.	Kemble.
Atkinson.	Lackey.
Avis.	Laird.
Baker of Milam.	Lane.
Baldwin.	LeSturgeon.
Barker.	Lewis.
Beasley.	Looney.
Bell.	McDaniel.
Blount.	McDonald.
Bonham.	McKean.
Brady.	Martin.
Bryant.	Merritt.
Burmeister.	Miller.
Carpenter	Montgomery.
of Matagorda.	Morgan
Carson.	of Robertson.
Carter of Coke.	Perdue.
Coffee.	Pinkston.
Covey.	Pope.
Cowen.	Potter.
Crawford.	Price.
Culp.	Purl.
Davis.	Quaid.
DeBerry.	Quinn.
Dielmann.	Rogers.
Dinkle.	Rountree.
Dodd.	Rowland.
Duffey.	Russell
Dunlap.	of Callahan.
Dunn.	Sackett.
Durham.	Satterwhite.
Edwards.	Shearer.
Faubion.	Smith.
Fields.	Sparkman.
Finlay.	Stell.
Fugler.	Stewart
Gipson.	of Edwards.
Greer.	Stewart of Reeves.
Hardin of Erath.	Stiernberg.
Harrington.	Storey.
Henderson	Stroder.
of Marion.	Teer.
Henderson	Thompson.
of McLennan.	Thrasher.
Hendricks.	Turner.
Howeth.	Vaughan.
Hughes.	Wallace.

Westbrook.
Wilmons.

Wilson.
Young.

Nays—7.

Chitwood.
Downs.
Driggers.
Mathes.

Patterson.
Rice.
Wessels.

Absent.

Baker of Orange.
Barrett.
Bird.
Carpenter
of Dallas.
Carter of Hays.
Collins.
Davenport.
Green.
Hardin
of Kaufman.
Houston.
Irwin.
Jacks.
Johnson.
Lamb.
LeMaster.

Loftin.
McBride.
McNatt.
Maxwell.
Melson.
Moore.
Morgan
of Liberty.
Pate.
Robinson.
Russell of Trinity.
Sanford.
Shires.
Simpson.
Stevens.
Wells.
Winfree.

Absent—Excused.

Bobbitt.
Cable.
Frnka.
Harris.
Lusk.
McFarlane.
Merriman.

Patman.
Pool.
Stewart of Jasper.
Strickland.
Sweet.
Williamson.

HOUSE BILL NO. 440 ON SECOND READING.

On motion of Mr. Quinn, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 440, A bill to be entitled "An Act to amend Chapter 88 of the General Laws of the Thirty-fifth Legislature, Regular Session, approved March 9, 1917, by amending Section 87 of said act, and also limiting the contract lien upon crops irrigated, and prescribing method of determining costs of irrigation facilities to be charged users of water in the State of Texas; repealing all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Quinn offered the following (committee) amendment to the bill:

Amend House bill No. 440 by striking out all after the enacting clause and insert in lieu thereof the following:

Section 1. That Section 87 of Chap-

ter 88 of the General Laws of the Regular Session of the Thirty-fifth Legislature be amended so as to read as follows:

"Every person, association of persons, or corporation, who has heretofore constructed or may hereafter construct any ditch, canal, dam, lake or reservoir for the purpose of irrigation, and who shall lease, rent, furnish or supply water to any person, association of persons, or corporation, for the purpose of irrigation, shall, irrespective of contract, have a preference lien superior to every other lien upon only one-fourth of the crops or crop raised upon the land thus irrigated, provided that the limitation as to the extent of the lien herein provided for shall not extend to water improvement districts or irrigation districts."

Sec. 2. That no person, association of persons, or corporation, other than water improvement and irrigation districts, which shall lease, rent, furnish or supply water to any other person, association of persons, or corporation, shall make any contract provision granting to the said party furnishing the water any lien covering or in any way affecting more than one-fourth of the crop watered during the year for which the lien is claimed, and any contract providing for a greater lien shall be illegal and void, and no such person, association of persons, or corporation, shall have a lien covering or affecting a greater portion of such crops.

Sec. 3. That no person, association of persons, or corporation, other than water improvement and irrigation districts, furnishing water for irrigation purposes and taking a portion of the crops as water rental shall take or receive more than one-fifth (1-5) of the crop raised during the season the irrigation is furnished, any contract giving to said party furnishing such water in excess of such amount of one-fifth (1-5) of the crop shall be void.

Sec. 4. This act shall not be construed as interfering with or affecting contracts or contract liens heretofore entered into or now existing. That all laws and parts of laws in conflict herewith are hereby repealed.

Sec. 5. The crowded condition of the calendar, together with the near approach of the end of the session and the fact that conditions among the farmers of the State are ruinous by reason of their failure to get credit necessary to enable them to follow their

vocation, creates an imperative public necessity, that the constitutional rule requiring bills to be read upon three several days be suspended and that this act take effect from and after its passage, and it is so enacted.

Mr. Shearer offered the following amendment to the amendment:

Amend the (committee) substitute for House bill No. 440 by striking out the word "one-fourth" in line 13, page 4 of the printed bill, and inserting the word "one-third."

The amendment was adopted.

Mr. Shearer offered the following amendment to the amendment:

Amend the (committee) substitute for House bill No. 440 by striking out Section 3 and re-number the other sections to conform.

The amendment was adopted.

Mr. Shearer offered the following amendment to the amendment:

Amend (committee) substitute for House bill No. 440 by striking out the word "one-fourth" in lines 3 and 4 on page 4 of the printed bill and insert therefor the word "one-third."

The amendment was adopted.

The amendment as amended was adopted.

Mr. Quinn offered the following amendment to the bill:

Amend House bill No. 440 by striking out all preceding the enacting clause and insert in lieu thereof the following:

"A bill to be entitled 'An Act relative to liens for furnishing irrigation water and service, amending Chapter 88 of the General Laws of the Thirty-fifth Legislature, Regular Session, approved March 9, 1917, by amending Section 87 of said act, and also limiting and regulating the contract lien upon crops irrigated, regulating the amount that may be charged for irrigation water and service, and repealing all laws in conflict herewith, and declaring an emergency."

Mr. Shearer offered the following amendment to the amendment:

Amend the caption to the (committee) substitute for House bill No. 440 by striking out all after the word "irrigated" in line 31, page 3, up to and including the comma in line 32 after the word "service."

The amendment to the amendment was adopted.

The amendment as amended was then adopted.

House bill No. 440 was then passed to engrossment.

HOUSE BILL NO. 440 ON THIRD READING.

Mr. Quinn moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 440 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104.

Mr. Speaker.	Hughes.
Abney.	Jennings.
Amsler.	Jones.
Arnold.	Kemble.
Avis.	Lackey.
Baker of Milam.	Laird.
Baldwin.	Lane.
Barker.	LeSturgeon.
Bell.	McDaniel.
Blount.	McKean.
Bonham.	Martin.
Brady.	Mathes.
Bryant.	Maxwell.
Burmeister.	Melson.
Carpenter	Merritt.
of Dallas.	Miller.
Carpenter	Montgomery.
of Matagorda.	Moore.
Carson.	Morgan
Carter of Coke.	of Robertson.
Chitwood.	Patterson.
Coffee.	Perdue.
Covey.	Pinkston.
Cowen.	Pope.
Crawford.	Potter.
Culp.	Price.
Davenport.	Purl.
Davis.	Quaid.
DeBerry.	Quinn.
Dielmann.	Rice.
Dinkle.	Rogers.
Dodd.	Rountree.
Downs.	Rowland.
Driggers.	Russell
Dunlap.	of Callahan.
Dunn.	Sackett.
Durham.	Sanford.
Edwards.	Satterwhite.
Faubion.	Shearer.
Fields.	Smith.
Finlay.	Sparkman.
Fugler.	Stell.
Gipson.	Stewart
Green.	of Edwards.
Greer.	Stewart of Reeves.
Harrington.	Stiernberg.
Henderson	Storey.
of Marion.	Stroder.
Henderson	Thompson.
of McLennan.	Thrasher.
Hendricks.	Turner.
Howeth.	Vaughan.

Wallace.
Wells.
Westbrook.

Wessels.
Wilmans.
Wilson.

Nays—1.

Looney.

Present—Not Voting.

Duffey.

Absent.

Atkinson.	Lewis.
Baker of Orange.	Loftin.
Barrett.	McBride.
Beasley.	McDonald.
Bird.	McNatt.
Carter of Hays.	Morgan
Collins.	of Liberty.
Hardin of Erath.	Pate.
Hardin	Robinson.
of Kaufman.	Russell of Trinity.
Houston.	Shires.
Hull.	Simpson.
Irwin.	Stevens.
Jacks.	Teer.
Johnson.	Winfree.
Lamb.	Young.
LeMaster.	

Absent—Excused.

Bobbitt.	Patman.
Cable.	Pool.
Frnka.	Stewart of Jasper.
Harris.	Strickland.
Lusk.	Sweet.
McFarlane.	Williamson.
Merriman.	

The Speaker then laid the bill before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—101.

Mr. Speaker.	Davenport.
Abney.	Davis.
Amsler.	DeBerry.
Arnold.	Dielmann.
Avis.	Dinkle.
Baker of Milam.	Dodd.
Baldwin.	Downs.
Barker.	Driggers.
Bell.	Duffey.
Blount.	Dunlap.
Bonham.	Dunn.
Brady.	Durham.
Bryant.	Edwards.
Burmeister.	Faubion.
Carpenter	Fields.
of Dallas.	Finlay.
Carson.	Gipson.
Chitwood.	Green.
Coffee.	Greer.
Covey.	Hardin of Erath.
Culp.	Harrington.

Henderson	Pope.
of Marion.	Potter.
Henderson	Price.
of McLennan.	Purl.
Hendricks.	Quaid.
Howeth.	Quinn.
Hughes.	Rice.
Jennings.	Rogers.
Jones.	Rountree.
Kemble.	Rowland.
Lackey.	Sanford.
Laird.	Satterwhite.
Lane.	Shearer.
LeSturgeon.	Smith.
Lewis.	Sparkman.
Loftin.	Stell.
Looney.	Stewart
McDaniel.	of Edwards.
McDonald.	Stiernberg.
McKean.	Storey.
Martin.	Stroder.
Mathes.	Thompson.
Maxwell.	Thrasher.
Merritt.	Turner.
Miller.	Vaughan.
Montgomery.	Wallace.
Moore.	Wells.
Morgan	Westbrook.
of Robertson.	Wessels.
Patterson.	Wilmans.
Perdue.	Wilson.
Pinkston.	Young.

Nays—1.

Stewart of Reeves.

Absent.

Atkinson.	Johnson.
Baker of Orange.	Lamb.
Barrett.	LeMaster.
Beasley.	McBride.
Bird.	McNatt.
Carpenter	Melson.
of Matagorda.	Morgan
Carter of Coke.	of Liberty.
Carter of Hays.	Pate.
Collins.	Robinson.
Cowen.	Russell
Crawford.	of Callahan.
Fugler.	Russell of Trinity.
Hardin	Sackett.
of Kaufman.	Shires.
Houston.	Simpson.
Hull.	Stevens.
Irwin.	Teer.
Jacks.	Winfree.

Absent—Excused.

Bobbitt.	Patman.
Cable.	Pool.
Frnka.	Stewart of Jasper.
Harris.	Strickland.
Lusk.	Sweet.
McFarlane.	Williamson.
Merriman.	

HOUSE BILL NO. 562 ON SECOND READING.

On motion of Mr. Young, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 562, A bill to be entitled "An Act to amend Article 2758, Chapter 12, Title 48, Revised Civil Statutes, 1911, as amended in Chapter 41 of the General Laws of Texas, Fourth Called Session of the Thirty-fifth Legislature, and in Chapter 57, Acts of the Thirty-sixth Legislature, Third Called Session, relating to the compensation and traveling and office expenses of county superintendents of public instruction; providing for the county board of trustees to fix the compensation within the minimum and maximum limits provided herein; providing for office and traveling expenses of the county superintendent of public instruction as determined by the county board of trustees, based upon the sworn itemized monthly statements of the said county superintendent, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Covey offered the following amendment to the bill:

Amend House bill No. 562 by adding to Section 2, at close of last paragraph, the following: "In every county having a scholastic population of 3000 or more the county superintendent shall be the holder of a teacher's permanent certificate and he shall have had five years' experience as a teacher in the public schools of Texas."

The amendment was adopted.

Mr. Stewart offered the following amendment to the bill:

Amend House bill No. 562 by striking out lines 29 to 34, inclusive.

The amendment was lost.

Mr. Morgan of Robertson offered the following amendment to the bill:

Amendment to bill: "That the permanent certificate requirement shall not apply to persons holding an A. B. degree or the equivalent thereof."

Mr. Greer offered the following substitute to the amendment:

Amend the amendment adopted by striking out the permanent certificate requirement for holding county superintendent's office.

Mr. Morgan of Robertson raised a point of order on consideration of the substitute on the ground that the sub-

stitute is not germane to the purpose of the bill.

The Speaker sustained the point of order.

Mr. Carson offered the following amendment to the bill:

Amend House bill No. 562 by striking out the enacting clause.

The amendment was adopted.

BILL ORDERED NOT PRINTED.

On motion of Mr. Moore, Senate bill No. 155 was ordered not printed.

HOUSE CONCURRENT RESOLUTION NO. 25 WITH SENATE AMENDMENTS.

Mr. Abney called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. C. R. No. 25, Relating to adjournment sine die.

The Speaker laid the resolution before the House, and the Senate amendments were read.

On motion of Mr. Abney, the House concurred in the Senate amendments.

Mr. Abney moved to reconsider the vote by which the House concurred in the Senate amendments and to table the motion to reconsider.

Question recurring on the motion to table, it was lost.

Question then recurring on the motion to reconsider, it was lost.

HOUSE BILL NO. 381 ON SECOND READING.

On motion of Mr. Kemble, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 381, A bill to be entitled "An Act to amend Articles 656, 657 and 659 of the Revised Civil Statutes of 1911, so as to authorize counties, cities, whether under special charter or not, and towns to issue funding and refunding bonds, to provide for the terms of such bonds, and the manner of their issuance, and to provide for the levy of a tax for the payment thereof, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Kemble offered the following amendment to the bill:

Amend House bill No. 381 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That Article 656 of the

Revised Civil Statutes of the State of Texas is hereby amended to read hereafter as follows:

"All counties, incorporated towns and cities, whether operating under a special charter or not, owing debts, are hereby authorized to fund the same without an election into bonds of such counties, towns or cities in such sums and at such rate of interest as may seem best to the governing authority of such counties, towns or cities; provided, that in no case shall the rate of interest be greater than 6 per centum per annum, payable annually or semi-annually, and such bonds shall be issued in serial form commencing not later than three years from their date and running not over thirty years from their date, in such amounts each year as may be fixed by the governing authority of such counties, towns or cities, not less than two per cent. nor more than ten per cent. of the principal maturing in any one year; provided further, that this article shall not apply to any indebtedness of any county, town or city made after the first day of May, 1923, and shall not apply to any warrants, notes or certificates of indebtedness of any character issued by any county against the general fund, and provided further, that such bonds shall not be sold at less than their par value and accrued interest and that the necessary expenses incident to issuance of said bonds may be paid out of the proceeds from the sale thereof not exceeding one-half of one per cent., and provided further, that no city shall issue bonds to a greater amount than is authorized by its charter, when a limit is fixed on the issuance of bonds in its charter; and provided further, that a sufficient tax levy to meet the payment of the interest of said funding bonds and create a sinking fund sufficient to retire the principal at maturity thereof not less than two per cent. per annum shall be made before the same are issued, provided such sinking fund tax shall not be less than two per cent. of the principal per annum."

Sec. 2. All laws and parts of laws in conflict herewith shall be and the same are hereby repealed, and Article 659 of the Revised Civil Statutes is hereby particularly repealed.

Sec. 3. The fact that many counties, towns and cities have outstanding and legally created debts which they cannot pay and are without sufficient power to fund the same into bonds creates an emergency and an imperative public

necessity that the constitutional rule requiring bills to be read on three several days be suspended and that this law take effect from and after its passage, and it is so enacted.

Mr. Sackett offered the following substitute for the amendment:

Amend House bill No. 381 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That Article 656 of the Revised Civil Statutes of the State of Texas is hereby amended to read hereafter as follows:

"All counties, incorporated towns and cities, whether operating under a special charter or not, owing debts, are hereby authorized to fund the same without an election into bonds of such counties, towns or cities in such sums and at such rate of interest as may seem best to the governing authority of such counties, towns or cities; provided, that in no case shall the rate of interest be greater than six per centum per annum, payable annually or semi-annually, and such bonds shall be issued in serial form commencing not later than three years from their date and running not over thirty years from their date, in such amounts each year as may be fixed by the governing authority of such counties, towns or cities, not less than two per centum nor more than ten per centum of the principal maturing in any one year; provided further, that this article shall not apply to any indebtedness of any county, town or city made and undertaken since the first day of May, 1923, and shall not apply to any warrants, notes or certificates of indebtedness of any character issued by any county, town or city for general or current expenses; provided further, that no city shall issue bonds to a greater amount than is authorized by its charter, when a limit is fixed on the issuance of bonds in its charter; and provided further, that a sufficient tax levy to meet the payment of principal and interest of said funding bonds shall be made before the same are issued."

Sec. 2. All laws and parts of laws in conflict herewith shall be and the same are hereby repealed, and Articles 658 and 659 of the Revised Civil Statutes are hereby particularly repealed.

Sec. 3. The fact that many counties, towns and cities have outstanding and legally created debts which they cannot pay and are without sufficient power to fund the same into bonds creates an emergency and an imperative public

necessity that the constitutional rule requiring bills to be read on three several days be suspended and that this law take effect from and after its passage, and it is so enacted.

Mr. Moore moved the previous question on the pending amendments and the bill, and the main question was ordered.

Question recurring on the substitute by Mr. Sackett, for the amendment, it was adopted.

Question next recurring on the amendment as substituted, it was adopted.

Mr. Sackett offered the following amendment to the bill:

Amend the caption of House bill No. 381 by striking out all after the word "Act" on the first line and insert the following in lieu thereof: "to amend Article 656 of the Revised Civil Statutes of the State of Texas, so as to authorize counties, towns and cities, whether operating under a special charter or not, to issue funding bonds; providing the terms of such bonds and the rate of interest thereon; providing for the levy of a tax in payment thereof; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The amendment was adopted.

Question next recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 381 was then passed to engrossment by the following vote:

Yeas—55.

Mr. Speaker.	Hardin of Erath.
Amsler.	Hardin
Arnold.	of Kaufman.
Avis.	Hendricks.
Baker of Milam.	Howeth.
Baldwin.	Hughes.
Bell.	Kemble.
Brady.	Lane.
Carpenter	McDonald.
of Dallas.	Maxwell.
Carpenter	Miller.
of Matagorda.	Montgomery.
Carson.	Moore.
Coffee.	Morgan
Culp.	of Robertson.
DeBerry.	Perdue.
Dielmann.	Pope.
Driggers.	Potter.
Duffey.	Price.
Dunlap.	Quinn.
Faubion.	Rountree.
Fields.	Sackett.
Fugler.	Satterwhite.
Gipson.	Shearer.
Green.	Shires.

Smith.
Sparkman.
Stewart of Reeves.
Storey.
Stroder.

Teer.
Turner.
Wells.
Young.

Nays—45.

Abney.	Looney.
Atkinson.	McDaniel.
Barker.	McKean.
Barrett.	Martin.
Bonham.	Mathes.
Bryant.	Merritt.
Burmeister.	Patterson.
Covey.	Pinkston.
Crawford.	Purl.
Davis.	Quaid.
Dinkle.	Rice.
Dodd.	Rowland.
Downs.	Russell
Dunn.	of Callahan.
Finlay.	Sanford.
Henderson	Stell.
of Marion.	Stewart
Henderson	of Edwards.
of McLennan.	Thompson.
Hull.	Thrasher.
Jennings.	Vaughan.
Jones.	Westbrook.
Lackey.	Wessels.
Laird.	Wilson.
LeSturgeon.	

Absent.

Baker of Orange.	LeMaster.
Beasley.	Lewis.
Bird.	Loftin.
Blount.	McBride.
Carter of Coke.	McNatt.
Carter of Hays.	Melson.
Chitwood.	Morgan
Collins.	of Liberty.
Cowen.	Pate.
Davenport.	Robinson.
Durham.	Rogers.
Edwards.	Russell of Trinity.
Greer.	Simpson.
Harrington.	Stevens.
Houston.	Stiernberg.
Irwin.	Sweet.
Jacks.	Wallace.
Johnson.	Wilms.
Lamb.	Winfree.

Absent—Excused.

Bobbitt.	Merriman.
Cable.	Patman.
Frnka.	Pool.
Harris.	Stewart of Jasper.
Lusk.	Strickland.
McFarlane.	Williamson.

Mr. McKean moved that the House adjourn until 9:30 o'clock a. m. tomorrow, and the motion was lost.

HOUSE BILL NO. 344 ON SECOND READING.

On motion of Mr. McKean, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 344, A bill to be entitled "An Act granting permission to T. M. Thames and wife, Amelia S. Thames, father and mother of Dell Thames, deceased, to bring suit against the State of Texas, in Travis county, Texas, to fix and establish their damages against the State of Texas for the injury and resulting death of Dell Thames, alleged to have occurred at the State Juvenile Training School at Gatesville, Texas, on or about September 25, 1921; fixing and establishing the measure of damages and the liability of the State of Texas; declaring who are the agents or servants of the State of Texas; providing for the method of service and procedure governing the trial and determination of such suits; fixing the time within which such suit shall be brought, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Moore moved the previous question on the bill and the main question was ordered.

House bill No. 344 was then passed to engrossment.

HOUSE BILL NO. 242 ON SECOND READING.

On motion of Mr. McBride, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 242, A bill to be entitled "An Act providing for the regulation of gins, ginners and ginning; the licensing of ginners; prescribing the conditions of a ginner's bond; providing for proper packing, wrapping, marking and certifying of bales of cotton; providing for the enforcement of this act; requiring certain reports; providing penalties for the violation of this act; defining certain terms; repealing certain articles of the statute, and certain laws and parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Covey offered the following (committee) amendment to the bill:

In Section 1, in the last line thereof, change the words and figure "one (\$1) dollar" to read "two (\$2) dollars."

In Section 3, change the last word thereof to read "ginner."

In Section 4 strike out all of words following the word "seed" in the fourth line from the bottom thereof.

Strike out all of Section 5.

Strike out all of Sections 13, 14, 15 and 16 relating to the ginning of wet cotton.

The (committee) amendment was adopted.

Mr. Smith offered the following amendment to the bill:

Amend House bill No. 242, Section 7, line 16, by striking out the words "three and one-eighth inches" and inserting the words "two and one-half inches."

On motion of Mr. LeSturgeon, the amendment was tabled.

Mr. Crawford offered the following amendment to the bill:

Amend House bill No. 242 on page 3 in line 9 by striking out the words "and bagging well sewed."

The amendment was adopted.

Mr. Pope offered the following amendment to the bill:

Amend House bill No. 242 by adding at the end of Section 1 the following "which fees shall be immediately paid into the State Treasury to the credit of the general revenue fund."

Mr. Moore moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question first recurring on the amendment, it was adopted.

House bill No. 242 was then passed to engrossment.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 5, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 540, A bill to be entitled "An Act to fix the salaries of the judge of the county court of Dallas County at Law No. 1, and of the judge of the county court of Dallas County at Law No. 2, and prescribe the method of payment."

H. B. No. 610, A bill to be entitled "An Act to amend Section 1 of Chapter 3, Local and Special Laws, Third Called Session, Thirty-sixth Legislature, amending and revising the metes and bounds of the Moran Independent School Dis-

trict in Shackelford and Callahan counties, Texas, and declaring an emergency."

S. B. No. 390, A bill to be entitled "An Act amending Section 2 of Senate bill No. 25, Chapter 1 of the Special Laws of the State of Texas, passed at the First Called Session of the Thirty-seventh Legislature in 1921, and providing for that portion of the land hereby segregated from the Bowie Independent School District to bear its proportionate part of any bonded indebtedness now chargeable against that portion of the district hereby segregated and adding Section 2a and Section 2b."

The Senate has refused to pass finally S. B. No. 189, A bill to be entitled "An Act to amend Article 2894, Revised Statutes, 1911, reducing the scholastic age to six years and removing the maximum limit of free school age," by the following vote: 11 yeas, 12 nays and one pair.

Respectfully,
RICHARD BLALOCK,
Assistant Secretary of the Senate.

CONSIDERATION OF VETO OF HOUSE BILL NO. 110.

Mr. Quinn called up for consideration at this time,

H. B. No. 110, "An Act to establish reciprocity between insurance companies organized under the laws of the State of Texas and those of other States or foreign countries; imposing on such foreign insurance companies and their agents the same requirements, conditions and the payment of such sums of money, whether as taxes, license fees, fines, penalties or deposits of securities as may be required by the home State of such foreign insurance company or of companies organized in this State or the agents thereof, and empowering the Commissioner of Insurance and Banking to refuse or cancel permits of foreign insurance companies where permits of Texas companies would be refused or canceled in such foreign State or territory, and declaring an emergency."

The bill having been received from the Governor with a message notifying the House of his disapproval of same.

The Speaker laid the bill before the House.

Question—Shall the bill be passed notwithstanding the objection of the Governor?

Mr. Moore moved the previous ques-

tion on the passage of the bill over veto, and the main question was ordered.

Mr. Baker of Milam moved to reconsider the vote by which the previous question was ordered.

The motion to reconsider was lost.

Question—Shall House bill No. 110 be passed notwithstanding the objection of the Governor?

Mr. Bonham moved a call of the House for the purpose of maintaining a quorum pending consideration of House bill No. 110 and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The roll was called and the Speaker announced that there was not a quorum present.

ADJOURNMENT.

Mr. Burmeister moved that the House adjourn until 9 o'clock a. m. tomorrow.

Mr. Quaid moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

Mr. Barrett moved that the House adjourn until 10 o'clock a. m. tomorrow.

The motion of Mr. Quaid prevailed and the House, accordingly, at 10:30 o'clock p. m., adjourned until 9:30 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills as follows:

Counties—Senate bill No. 164; House bill No. 676.

Criminal Jurisprudence—Senate bill No. 160; House bill No. 664.

Banks and Banking—Senate bill No. 271.

Education—Senate bill No. 256; House bill No. 668.

Game and Fisheries—House bills Nos. 674, 633, 626.

Judiciary—Senate bills Nos. 270, 269; House bill No. 662.

Public Health—House bill No. 675; Senate bill No. 40.

Live Stock and Stock Raising—Senate bills Nos. 134, 322; House bill No. 671.

Conservation and Reclamation—Senate bill No. 406.

The following committees have filed unfavorable reports on bills as follows:

Education—Senate bill No. 349.

Criminal Jurisprudence—House bills Nos. 658, 639, 659.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 674, A bill to be entitled "An Act exempting Travis county for a period of two years from the provisions of Chapter 12, Section 3, Acts of 1917, Third Called Session, as amended by Chapter 87, Section 3, Acts of 1918, Fourth Called Session, and providing for an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 649, A bill to be entitled "An Act amending Section 2 of Senate bill No. 25, Chapter 1 of the Special Laws of the State of Texas, passed at the First Called Session of the Thirty-seventh Legislature in 1921, and providing for that portion of the land hereby segregated from the Bowie Independent School District to bear its proportionate part of any bonded indebtedness now chargeable against that portion of the district hereby segregated and adding Section 2a and Section 2b,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 452, A bill to be entitled "An Act to amend Section 1 of Chapter 5 of the General Laws of the First

Called Session of the Thirty-third Legislature relating to indeterminate sentences, for the purpose of this amendment being to provide for the parole of convicts under indeterminate sentence upon certain conditions, and providing that this act shall apply to convicts now serving indeterminate sentences in the penitentiary as well as to those who shall hereafter be sentenced to indeterminate terms of imprisonment in the penitentiary."

And find the same correctly engrossed.
JENNINGS, Acting Chairman.

Committee Room,
Austin, Texas, March 3, 1923

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 651, A bill to be entitled "An Act to create the Denson Independent School District in Williamson county, Texas, including the present Denson School District of said county; providing a board of trustees therefor; vesting said independent school district and board of trustees with all the rights and powers, privileges and duties conferred upon independent school districts incorporated under the general laws of Texas; providing that the board of trustees of the present Denson School District shall continue to act as such until their successors are elected and qualified in accordance with the general laws of Texas, and declaring an emergency."

And find the same correctly engrossed.
JENNINGS, Acting Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 375, A bill to be entitled "An Act creating the Carbon Independent School District in Eastland county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges, duties and liabilities now conferred and imposed by the general laws of Texas upon independent school districts, and the board of trustees thereof; declaring that all taxes or bonds heretofore authorized by any

former school district included within the bounds thereof shall remain in full force and effect, and declaring an emergency."

And find the same correctly engrossed.
JENNINGS, Acting Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 660, A bill to be entitled "An Act creating and incorporating Lakeview Independent School District in Dawson county, Texas, out of territory now comprising Lakeview Common School District No. 25; defining the boundaries thereof; providing for a board of trustees, their election, terms of office, qualifications, powers, duties and authority; authorizing the board of trustees to levy, assess and collect taxes for maintenance and building purposes, and to issue bonds; providing for an assessor and collector of taxes and a board of equalization; providing that said Lakeview Independent School District shall assume and discharge any and all bonds and other indebtedness constituting valid and binding obligations of said Lakeview Common School District No. 25 of Dawson county; validating and continuing in force any and all taxes heretofore voted and now in force in such common school district; providing that title to any and all property of said common school district shall vest in the trustees of independent school district hereby created; providing for filling vacancies on the board of trustees; providing for a seal for said district; providing that the board of trustees shall be governed by the general laws of Texas in all matters where this act is silent; repealing all laws in conflict herewith; providing that invalidation by the courts of any section or provision of this act shall not invalidate any remaining provisions hereof, and declaring an emergency."

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 338, A bill to be entitled "An Act to amend subdivision 3 of Article 7507 of Chapter 11, Title 126, Revised Civil Statutes of 1911, pertaining to the payment of county taxes on lands acquired and owned by the State for the purpose of establishing thereon State farms and employing thereon convict labor on State account so as to provide for the payment of taxes on such lands levied and assessed for the purpose of paying the interest on and creating a sinking fund to redeem at maturity bonds voted and sold prior to the acquisition of such land by the State, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 270, A bill to be entitled "An Act providing for the disposition of liquor seized by officers and others under the prohibition laws of the State; providing that reports in triplicate be made and the liquor and other property be left with the sheriff, and receipt taken, and the sheriff held responsible on his bond for the safe keeping of the same, and providing penalties for the violation of this act,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 336, A bill to be entitled "An Act to prevent any person, corporation, partnership, trust, estate, or other legal entity, from selling or offering for sale, or causing to be offered for sale, as the publisher thereof, and the printer thereof in the State of Texas, or any newspaper, or other publication representing to be a newspaper, when such person or legal entity does not own property, not exempt from execution, and unincumbered, to an assessed value of \$10,000, within the State of Texas, and providing that when such person or legal entity shall furnish bond in the sum of \$10,000 for every such newspaper

sold or offered to be sold or caused to be offered for sale, in units or lots under 20,000, either daily or weekly, and a further bond of \$5000 for every 10,000 over and above 20,000 or parts thereof, until a maximum bond of \$25,000 shall have been furnished, such bond to be approved by the county judge of the county in which such newspaper or publication is published, and to be filed with the county clerk, and indexed by him in a special book to be kept for that purpose, and such bond shall run in favor of such county judge, and shall be conditioned that should any judgment be rendered in any court of proper jurisdiction within the State of Texas against such person or legal entity because of alleged libelous statements contained in such newspaper or publication, that such person or legal entity shall pay to the county judge as the property of, and for the use and benefit of, the person recovering such judgment, as against the bond, not to exceed the amount of the bond, and fixing a penalty, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 632, A bill to be entitled "An Act to regulate the killing of deer in the counties of Reeves, Pecos, Jeff Davis; defining offenses and prescribing penalties for the violation thereof, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 652, A bill to be entitled "An Act to create the Knox City Independent School District in Knox county, Texas, including the present Knox City District of said county, providing for a board of trustees therefor; vesting said independent school district and board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts in-

corporated under the general laws of Texas; providing that the board of trustees of the present Knox City District shall continue to act as such until their successors are elected in accordance with the general laws of Texas, providing for the extension of the boundaries of said district, and declaring an emergency."

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 637, A bill to be entitled "An Act to amend Section 2 of Chapter 85 of the Local and Special Laws of the State of Texas, passed at the Second Called Session of the Thirty-sixty Legislature, being 'An Act creating a more efficient road system for Wichita county, Texas, and making the county commissioners of said county ex-officio road commissioners and prescribing their duties as such; providing for the compensation of such road commissioners, and defining the powers and duties of such county commissioners; providing for the maintenance of such part or parts of national and State highways as are in Wichita county; providing for the construction and maintenance of such highways through the corporate limits of incorporated cities and towns in said district; providing for the employment of a county road superintendent and defining the duties of such road superintendent; providing when the commissioners court of said county shall order an election for the issuance of bonds for the improvement of public roads, such bonds must be designated in said order; providing for the maintenance of roads constructed with the proceeds of the sale of said bonds; providing for the compensation of county treasurer for handling funds arising from said land sales; providing the character of construction to be used for such roads; providing for eminent domain, making it optional for Wichita county to proceed to condemn land under railroad condemnation statute or to act under general law relative to opening public roads by jury of view; providing for the employment of convicts on county roads; authorizing the commis-

sioners court to order railway companies to ditch or drain along their rights of way in such manner as to prevent injury to the public highways; providing for liability to the county for damages resulting from hauling heavy loads on such highways; providing penalties for the obstruction or diversion of the flow of rainfall in such manner as to cause damage to the highways of said county; providing for the issuance of bonds in such manner as is provided by the general laws of the State of Texas; defining the meaning of the words 'road' and 'highway'; authorizing the investment of sinking funds of said county in bonds authorized by law; prohibiting county officials of Wichita county from becoming financially interested in contracts of said county, and prescribing penalties therefor; repealing all laws and parts of laws in conflict herewith; providing that provisions of this act are cumulative of the general laws of the State of Texas when not in conflict therewith; providing for the repeal of Chapter 29 of the General Laws of Texas, approved March 22, 1918, insofar as the same affects Wichita county, and declaring an emergency," this amendment being for the purpose of providing that the road taxes, general and special, for Wichita county, and the gross registration, chauffeur and transfer fees collected on motor vehicles and the like as now or hereafter provided by law, and paid into the county depository of Wichita county to the credit of its special highways fund, shall be distributed among the four commissioners' precincts in accordance with the residence or business address of such registrant or owner, and to be expended only upon the public roads or system within such commissioners' precinct except with the consent of the commissioner from whose precinct said funds are to be transferred; repealing all laws in conflict, and declaring an emergency."

And find the same correctly engrossed.

PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 616, A bill to be entitled "An Act creating the Union Hill Independent School District in Swisher

county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the election of its first board of trustees and their successors; providing for the appointment of a board of equalization, and tax assessor and collector for said district, and declaring an emergency."

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 643, A bill to be entitled "An Act creating the Brownsboro Independent School District in Henderson county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties and liabilities now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof; declaring that all taxes or bonds heretofore authorized by any former school district included within the bounds thereof shall remain in full force and effect, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 530, A bill to be entitled "An Act to amend Chapter 167 of the laws of the Regular Session of the Thirty-fifth Legislature, 1917, relative to the appointment of an assistant district attorney; prescribing the mode of appointment of assistant district attorneys in districts containing two or more counties, and in which district there is situated a city of twenty-eight thousand population or more according to the last United States census; prescribing the qualification of such assistant district attorney; defining his duties; pro-

viding the method of his removal from office; fixing his salary and prescribing the mode of its payment, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 644, A bill to be entitled "An Act correcting the boundaries of the present Hale Center Independent School District; providing for payment of bonds issued by the present district, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 631, A bill to be entitled "An Act to regulate the killing of deer in the counties of Culberson, Hudspeth and El Paso; defining offenses and prescribing penalties for the violation thereof, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 407, A bill to be entitled "An Act providing for an official shorthand reporter for the County Court at Law No. 2, and County Court at Law of Harris county, Texas, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, March 5, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 26, Adopting the joint rules of the Thirty-eighth Legislature, Have carefully compared same and find it correctly enrolled, and have this day, at 4:45 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,

Austin, Texas, March 5, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 70, "An Act to amend Article 2178, Chapter 24, Title 37, of the Revised Civil Statutes of Texas, making attorneys' fees recoverable in certain cases, by adding thereto a provision making attorneys' fees recoverable in certain suits for loss of or damage to express shipments, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 4:45 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,

Austin, Texas, March 5, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 254, "An Act fixing in counties having a population in excess of one hundred and fifty thousand inhabitants, the compensation of district attorneys and providing for the appointment of assistant district attorneys, investigators, stenographers, deputies and other employes and providing for their salaries and the manner of their payment, and repealing all laws in conflict herewith, with exceptions, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 4:45 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,

Austin, Texas, March 5, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 177, "An Act to amend Article 5645, Chapter 4, Title 86, Revised Statutes of 1911, Chapter 152 of the General Laws of 1897, Acts

of the Twenty-fifth Legislature, being an act to protect accountants, bookkeepers, clerks, artisans, craftsmen, operatives, servants, mechanics, quarrymen, common laborers and farm hands; to provide a lien and preserve a time of payment in lawful money of the United States, and prescribing the duty of the assignee or assignees of such person or persons, employer, firm or corporation, by changing the time when a duplicate account shall be presented to employer, person, firm or corporation from thirty to ninety days and by changing the time of filing the other duplicate account with the county clerk from thirty days to ninety days; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 4:45 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,

Austin, Texas, March 5, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 578, "An Act to amend an act passed by the Regular Session of the Thirtieth Legislature, known as House bill No. 470, and approved April 4, 1907, entitled 'An Act creating an independent school district to be known as the Coleman Independent School District, including within its limits the municipal corporation of the town of Colemand, and to provide for the creation of a board of trustees thereof, and authorizing the board of trustees to levy, assess and collect special taxes, and conferring upon the board of trustees plenary powers and authority to issue bonds for the purpose of purchasing school sites, and erecting, furnishing and equipping school buildings within the same, and to pay current expenses in the maintenance and support of said schools, and further prescribing the duties and authorities of said board,' so as to hereafter read as follows, and extending and defining its boundaries and including within its limits the municipal corporation of the city of Coleman, and to provide for the creating of a board of trustees thereof, and authorize the board of trustees to levy, assess and collect special taxes and provide authority to issue bonds for the purpose of purchasing school sites and erecting,

furnishing and equipping school buildings within the same, and to levy a tax therefor, and to pay all current expenses for the maintenance and support of said school, declaring valid all issues of bonds heretofore made, declaring valid maintenance tax heretofore voted and repealing all laws in conflict herewith insofar as they conflict with this act, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 4:45 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,
Austin, Texas, March 5, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 287, "An Act providing that a water improvement district which has made and filed an application with the State Board of Water Engineers for the appropriation and use of water on certain defined lands and for the storage of the water of a stream and watershed, and shall have been granted a permit therefor by the State Board of Water Engineers, and parts of said land for which such water was appropriated for irrigation are not included within such district granted such permit but is included within another district, the said district to which said permit was granted may convey same and all rights granted by said permit in so far as same pertain to said lands to the district in which said lands are located; validating such permits, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 4:45 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

THIRTY-NINTH DAY.

(Tuesday, March 6, 1923.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Avis.
Amsler.	Baker of Milam.
Arnold.	Baker of Orange.
Atkinson.	Baldwin.

Barker.	Lewis.
Barrett.	Loftin.
Beasley.	Looney.
Bell.	McBride.
Bird.	McDaniel.
Blount.	McDonald.
Bryant.	McFarlane.
Burmeister.	McKean.
Carpenter	McNatt.
of Dallas.	Martin.
Carpenter	Mathes.
of Matagorda.	Maxwell.
Carson.	Melson.
Carter of Coke.	Merritt.
Carter of Hays.	Miller.
Coffee.	Montgomery.
Collins.	Moore.
Covey.	Morgan
Cowen.	of Robertson.
Crawford.	Pate.
Culp.	Patterson.
Davenport.	Perdue.
Davis.	Pinkston.
DeBerry.	Pool.
Dielmann.	Pope.
Dinkle.	Potter.
Dodd.	Purl.
Downs.	Quaid.
Driggers.	Quinn.
Duffey.	Rice.
Dunlap.	Robinson.
Dunn.	Rogers.
Durham.	Rountree.
Edwards.	Russell
Faubion.	of Callahan.
Fields.	Russell of Trinity.
Finlay.	Sackett.
Gipson.	Sanford.
Hardin of Erath.	Satterwhite.
Hardin	Shearer.
of Kaufman.	Shires.
Harrington.	Simpson.
Harris.	Smith.
Henderson	Sparkman.
of Marion.	Stell.
Henderson	Stevens.
of McLennan.	Stewart of Jasper.
Hendricks.	Stewart of Reeves.
Houston.	Stiernberg.
Howeth.	Storey.
Hughes.	Stroder.
Hull.	Teer.
Irwin.	Thompson.
Jacks.	Thrasher.
Jennings.	Turner.
Johnson.	Vaughan.
Jones.	Wallace.
Kemble.	Wells.
Lackey.	Westbrook.
Laird.	Wessels.
Lamb.	Wilson.
Lane.	Winfree.
LeMaster.	Young.
LeSturgeon.	
	Absent.
Bonham.	Brady.